



National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province

Permit Application

Project Number:

EXX3775

Prepared for:

Exxaro Coal Mpumalanga (Pty) Ltd

October 2018

Digby Wells and Associates (South Africa) (Pty) Ltd
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*Non-Executive



This document has been prepared by Digby Wells Environmental.

Report Type:	Permit Application
Project Name:	National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province
Project Code:	EXX3775

Name	Responsibility	Signature	Date
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Shannon Hardwick	Heritage Specialist Permit Application	Bardwele	October 2018
Justin du Piesanie	Heritage Specialist Technical Review	Cillerani	

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EXX3775



DECLARATION OF INDEPENDENCE

Digby Wells and Associates (South Africa) (Pty) Ltd

Contact person: Justin du Piesanie

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48 Grosvenor Road E-mail: justin.dupiesanie@digbywells.com

Bryanston, 2191

I, Justin du Piesanie as duly authorised representative of Digby Wells and Associates (South Africa) (Pty) Ltd., hereby confirm my independence (as well as that of Digby Wells and Associates (South Africa) (Pty) Ltd.) and declare that neither I nor Digby Wells and Associates (South Africa) (Pty) Ltd. have any interest, be it business, financial, personal or other, in any proposed activity, application or appeal in respect of Exxaro Coal Mpumalanga (Pty) Ltd, other than fair remuneration for work performed, specifically in connection with the Heritage Resources Management (HRM) Process for the National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application for the Belfast Implementation Project, Belfast, Mpumalanga.

Full name: Justin du Piesanie

Title/ Position: Divisional Manager: Social and Heritage Services

Qualification(s): Master of Science (MSc)

Experience (years): 12 years

delevane

Registration: Association of Southern African Professional Archaeologists (ASAPA)

International Council on Monuments and Sites (ICOMOS) South Africa

International Association for Impact Assessment South Africa (IAIAsa)



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TABLE OF CONTENTS

1		Introduction	1
	1.1	Project background	1
	1.2	Project description	2
	1.3	Project location	2
	1.4	Expertise of the Specialist	3
2		Historical background information	4
	2.1	1 The Trekboer built environment	4
	2.2	2 Development of Belfast	4
	2.3	3 Cultural Significance of the affected buildings	5
3		Public Participation	6
4		Works Cited	7
		LIST OF TABLES	
T	able	e 1-1: Location details including erf numbers, sizes and Title Deed information	2
T	able	e 1-2: Expertise of the specialist	3
T	able	e 2-1: First owners of the affected farms, adapted from De Jong (2009)	5
T	able	e 2-2: Key to relevant terms following De Jong (2009)	5
		e 2-3: Cultural significance of affected Built Heritage resources, adapted from De	_

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province

FXX377



LIST OF APPENDICES

Appendix A: Site Photographs

Appendix B: Building Plans - Correspondence

Appendix C: Locality Plan

Appendix D: Site Development Plan

Appendix E: Public Participation Process

LIST OF PLANS

Plan 1: Locality Plan



1 Introduction

Exxaro Coal Mpumalanga (Pty) Ltd (hereinafter Exxaro) appointed Digby Wells Environmental (hereinafter Digby Wells) to complete a Heritage Resources Management (HRM) process in support of the proposed demolition of five historic buildings as part of the Belfast Open Cast Coal Mine Project (also referred to as the Belfast Implementation Project) ("the Project") near Belfast, Mpumalanga Province.

This document serves as a summary of the specific information required in terms of National Heritage Resources Act, 1999 (Act No. 25 of 1999) (NHRA) Section 34 permit applications as regulated by Chapter III of the Regulations to the Act (GN R 548). This document has been submitted to the South African Heritage Resources Agency (SAHRA) and the Mpumalanga Provincial Heritage Resources Agency (MPHRA) in support of the Section 34 permit application.

1.1 Project background

The Project comprises of an open-pit coal mine aimed at supporting the strategic vision of increasing Exxaro's thermal coal exports as well as its share of the coal market in South Africa. The coal mine will be established south of Belfast and will affect the following farms: Blyvooruitzicht 383 JT, Zoekop 426 JS and Leeuwbank 427 JS. Exxaro currently holds the surface rights to these farms.

The Project will physically affect residents of the affected farms, who will need to be relocated, and several burial grounds and individual graves within the Project area. Digby Wells was appointed by Exxaro for the Resettlement Action Plan (RAP) and a Burial Grounds and Graves Consultation (BGGC) and Grave Relocation Process (GRP), which are considered in a separate assessment.

Subsequent to the submission of an Environmental Impact Assessment (EIA) report to the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET; Ref No. 17/2/3N-131) as required under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Environmental Authorisation (EA) of the Project was granted on 4 July 2013.

De Jong (2009) undertook a Heritage Impact Assessment (HIA) process which included all three of the affected farms. The report was submitted to SAHRA and MPRHA online via the SAHRIS on 29 August 2014¹ for Statutory Comment, as is required by Section 38(8) of the NHRA. Subsequent to the submission of a Palaeontological Impact Assessment (PIA) report

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¹ Case ID 6278, accessible at: http://www.sahra.org.za/sahris/cases/belfast-open-cast-coal-project



and palaeontological management strategy, SAHRA issued final comment² and the case is now considered closed and approved³.

1.2 Project description

The Project requires the total demolition of structures on the farms Blyvooruitzicht 383 JT, Zoekop 426 JS and Leeuwbank 427 JS. These heritage resources were identified and described in the HIA report by De Jong (2009) and include:

- BV13S: Remains of a kraal and homestead on the farm Blyvooruitzicht;
- L7F: a modern farmstead with some historic buildings on the farm Leeuwbank;
- L10F: an historic farmstead on the farm Leeuwbank;
- Z2F: an old farmstead with sandstone ruins on the farm Zoekop; and
- Z5H: an old farmhouse on the farm Zoekop.

1.3 Project location

The Project is located approximately 10 km southwest of Belfast, 45 km east of Middelburg and 30 km north of Carolina, within the Emakhazeni Local Municipality (ELM) of Mpumalanga.

Table 1-1: Location details including erf numbers, sizes and Title Deed information

Province	Mpumalanga	
Magisterial District	Belfast	
Municipality	ELM in the Nkangala District Municipality (NLM)	
Town	Belfast (10 km to the northwest)	
Property Name and Number	Blyvooruitzicht 383 JT Leeuwbank 427 JS Zoekop 426 JS	
1: 50 000 Map Sheet	2529DD Arnot and 2530CC Boshoek	
GPS Co-ordinates	25°48'25.04" S	
(relative centre point of study area)	29°59'05.60" E	

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² Dated 29 May 2015, accessible at: http://www.sahra.org.za/sahris/node/273299

³ It must be noted that a Section 34 permit application is considered a separate HRM process and approval of the HIA report is not extended to the destruction of the affected buildings.



1.4 Expertise of the Specialist

The expertise of the HRM specialist is presented in Table 1-2:

Table 1-2: Expertise of the specialist

Team Member	Bio Sketch		
Shannon Hardwick ASAPA Member: 451	Shannon joined the Digby Wells team in May 2017 as a Heritage Management Intern, and has subsequently been appointed as an Assistant Heritage Resources Management Consultant. Shannon is an archaeologist who obtained a Master of Science (MSc) degree from the University of the Witwatersrand (Wits) in 2013, specialising in historical archaeobotany in the Limpopo Province. She is a published co-author of one paper in <i>Journal of Ethnobiology</i> . Since joining Digby Wells, Shannon has gained generalist experience through the compilation of Notification of Intent to Develop (NID) applications as well as		
Years' Experience: 1	Heritage Scoping Reports (HSRs) and HIAs. Her other experience includes compiling a Community Health, Safety and Security Management Plan (CHSSMP) and researching Artisanal and Small-Scale Mining for input into a Livelihood Restoration Framework (LRF). Shannon's experience in the field includes pre-disturbance surveys in South Africa and fieldwork in Malawi.		
Justin du Piesanie ASAPA Member 270 AMAFA Registered ICOMOS Member 14274 IAIAsa Member Years' Experience: 12	Justin is the Divisional Manager for Social and Heritage Services at Digby Wells. Justin joined the company in August 2011 as an archaeologist and was subsequently made HRM Manager in 2016 and Divisional Manager in 2018. He obtained his MSc degree in Archaeology from Wits in 2008, specialising in the Southern African Iron Age. Justin also attended courses in architectural and urban conservation through the University of Cape Town's Faculty of Engineering and the Built Environment Continuing Professional Development Programme in 2013. Justin is a professional member of the Association of Southern African Professional Archaeologists (ASAPA), and accredited by the association's Cultural Resources Management (CRM) section. He is also a member of the International Council on Monuments and Sites (ICOMOS), an advisory body to the UNESCO World Heritage Convention. He has over 12 years combined experience in HRM in South Africa, including heritage assessments, archaeological mitigation, grave relocation, NHRA Section 34 application processes, and Conservation Management Plans (CMPs). Justin has gained further generalist experience since his appointment at Digby Wells in Botswana, Burkina Faso, Cameroon, the Democratic Republic of Congo, Liberia, Mali and Senegal on projects that have required compliance with IFC requirements such as Performance Standard 8: Cultural Heritage. Furthermore, Justin has acted as a technical expert reviewer of HRM projects undertaken in Cameroon and Senegal. Justin's current focus at Digby Wells is to develop the HRM process as an integrated discipline following international HRM principles and standards. This approach aims to provide clients with comprehensive, project-specific solutions that promote ethical heritage management and assist in achieving strategic objectives.		



2 Historical background information

This section presents a very high-level summary of the historical background as relevant to the built environment. The original HIA presents a more detailed overview of the cultural heritage baseline of the broader study area (De Jong, 2009) and will not be repeated here.

2.1 The Trekboer built environment

The establishment of Boer settlement at Orighstad (approximately 130 km northeast of the study area) in 1845 marked a new phase in the history of what was the Eastern Transvaal (Delius, 2007; De Jong, 2009). These included the followers of A.H. Potgieter, who were among the first Boers to settle in the area after moving from the Mooi River in the southwestern Transvaal. Shortly thereafter, Trekkers led by J.J. Burger from Natal joined the Orighstad settlement.

Tensions between these two groups surfaced quickly and were compounded by malaria and stock disease (Delius, 2007; De Jong, 2009). In 1848, the Orighstad settlement divided themselves: Potgieter and his followers moved north, founding the town of Schoemansdal. Most of those who did not follow Potgieter moved to the higher-lying region of the south and the town of Lydenburg became the new centre of the community.

The internal tensions among the Trekkers did not diminish as the community slowly spread out from Lydenburg and, in 1856, the Lydenburg community seceded from the Zuid Afrikaansche Republiek (ZAR). It was not until 1864 that the main Trekker communities of the Transvaal achieved political unity, combining in a rudimentary state that was not yet financially stable. The state continued in this way for some time (Delius, 2007; De Jong, 2009).

The Trekkers distributed the land they believed was their right within the ZAR, demarcating large farms and issuing title deeds (Delius, 2007; De Jong, 2009). Initially, each citizen (burgher) was entitled to two farms, of 3 000 morgen⁴ of land each (approximately 2 654 ha) from the state. White farmers arriving in the ZAR were quickly granted citizenship and the land associated with that citizenship. This distribution of land was not sustainable and from 1860, new citizens received one 3 000 morgen farm. Pressures on the land increased and after 1866, new citizenship was no longer accompanied by any land and from 1871, this also applied to the sons of the burghers.

2.2 Development of Belfast

Farmers settled in the Belfast area from 1847, when they moved from the Lydenburg region looking for healthier environments for themselves and their cattle (Delius, 2007; De Jong, 2009).

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⁴ A morgen is a unit of land, which varies between 0.5 acres to 2.5 acres or approximately 0.2 ha to 1 h. The term referred to the size of an area a man could plough in one morning. This term has been used in Germany, the Netherlands, Poland and Dutch colonies, including South Africa.



The discovery of gold in the Witwatersrand in 1886 boosted the coal-mining industry, which had been a domestic resource with a small local market until this point. A small colliery mined coal from the 1890s on the farm Paardeplaats, west of Belfast. By 1928, this colliery had been abandoned. Another colliery, O'Neills Colliery, operated at the Palmer Station, north of Belfast (Delius, 2007; De Jong, 2009).

In 1894, the railway line between Pretoria and Maputo became operational. No major military engagements related to the South African War⁵ (1889-1902) are known for the Belfast area (De Jong, 2009). The British established a series of blockhouses along this railway line and established a concentration camp for the Boers at Belfast. These blockhouses are no longer standing.

2.3 Cultural Significance of the affected buildings

De Jong (2009) sourced the first owners of the effected farmers through cadastral maps. Table 2-1 presents this information.

Table 2-1: First owners of the affected farms, adapted from De Jong (2009)

Farm	First Owner	Year
Blijvooruitzicht 383 JT	J.G. Kilian	-
Leeuwbank 427 JS	G.P. Pretorius	1868
Zoekop 426 JS	G.J. Korf	1868

The Cultural Significance (CS) of the affected historical resources has not been re-evaluated and follows the original assessment of De Jong (2009). Table 2-2 provides a summary of the relevant abbreviations used in the original report and Table 2-3 presents a summary of the CS for the relevant buildings. The report did not include a statement regarding what the numerical values of the significance and condition represent.

Table 2-2: Key to relevant terms following De Jong (2009)

Abbreviation	Term	Abbreviation	Term
BV	Blijvooruitzicht	G	Grave
L	Leeubank	F	Farmstead
Z	Zoekop	н	Homestead
		S	Structure

⁵ Formerly referred to as the Anglo-Boer War

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Table 2-3: Cultural significance of affected Built Heritage resources, adapted from De Jong (2009)

Site ⁶	Resource	Significance	Condition	Sensitivity	Recommendations
BV13S	Remains of kraal and homestead	1	1	2 (Low)	None
L7F	Modern farmstead with some historic buildings	1	3	3 (Medium)	Photo document before demolition
L10F	Historic farmstead	3	3	9 (High)	Avoid and preserve ⁷
Z2F	Old farmstead with sandstone ruins	1	1	1 (Low)	Photo document before any demolition
Z5H	Old farm house	2	1	2 (Low)	Document before demolition

De Jong (2009) afforded the historic farmstead L10F a high CS value because of the age and condition of farmhouse specifically.

3 Public Participation

The Public Participation Process (PPP) for the Section 34 Permit Application Process was developed to comply with the requirements encapsulated in Chapter III of the NHRA Regulations (GN R 548). The objectives of the PPP were to:

- Ensure that Interested and Affected Parties (I&APs) are informed about the Project;
- Provide I&APs an opportunity to comment on the Project;
- Utilise local knowledge, identifying intangible heritage aspects to consider, and record social concerns associated with the Project; and
- Involve I&APs in identifying methods in which concerns can be addressed.

⁶ Building plans were not available from the relevant municipalities. As discussed with MPHRA telephonically, this application includes evidence of correspondence in lieu of a formal letter from the municipalities indicating that Building Plans are unavailable.

Digby Wells acknowledges the proposed mitigation measure. Retention of the farmstead, however, is not possible due to its proximity to the approved open pit.

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province EXX3775



PPP material developed and distributed within the public domain included the following:

- **Site Notices:** English site notices were placed at various locations. These site notices contained information to the location nature of the Project, legislative processes and requirements, and the consultation / registration process with contact details of the Stakeholder Engagement Officer; and
- Newspaper advertisements: An advertisement notifying the public of the intent to complete the Section 34 Permit Application was placed in The Star on 18 June 2018. The advertisement contained information to the location nature of the Project, legislative processes and requirements, and the consultation / registration process with contact details of the Stakeholder Engagement Officer and MPRHA representative

The relevant documents are attached in Appendix E.

4 Works Cited

De Jong, R. C., 2009. Heritage Impact Assessment Report: Proposed Belfast Mining Project located on portions of the farms Leeuwbank 427 JS, Blijvooruitzicht 383 JT, Zoekop 426 JT, south of Wonderfontein and Belfast, Mpumalanga, Cultmatrix CC: Unpublished report prepared for Exxaro Resources Limited Head Office.

Delius, P., 2007. *Mpumalanga: Reclaiming the Past, Defining the Future.* Scottsville: University of KwaZulu-Natal Press.

Permit Application

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province



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Appendix A: Site Photographs



Structure BV13S





Farmstead L7F and associated structures





Farmstead L10F and associated structures



























Farmstead Z2F and associated structures





Structure Z5H













Permit Application

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province



EXX3775

Appendix B: Building Plans - Correspondence

Shannon.hardwick

From: darren nair

Sent: 27 June 2018 12:07 PM **To:** kotimhlongo@yahoo.com

Cc:Shannon.hardwickSubject:Building Plans

Hi Koti

Thando told me you were the building inspector that might be able to help, wanted to know if you could help me find the building plans for the 3 farms below:

- Blyvoorzicht 383 JT
- Leeuwbank 427 JT
- Zoekop 426 JS

If the building plans do not exist we just require a signed letter saying so from your department in order to submit for a section 34 application with reference to these buildings/farms.

Kind Regards,

Darren Nair

Social and Heritage Services Intern

Cell: (076) 770 6132 Tel: (011) 789 9495 Fax: (011) 069 6801

Darren.nair@digbywells.com

www.digbywells.com





Shannon.hardwick

From: darren nair

Sent: 08 May 2018 3:02 PM **To:** Shannon.hardwick

Subject: FW: Building Plans for Farms

From: JANET BENADI [mailto:janetb@stlm.gov.za]

Sent: Tuesday, May 8, 2018 3:01 PM

To: darren nair

Subject: RE: Building Plans for Farms

Hi,

Sorry,

I do not have any idea who you can contact at Belfast Municipality ... as far as I know they are almost non existent

Kind regards

Janet Benadie

From: darren nair [mailto:darren.nair@digbywells.com]

Sent: Tuesday, May 08, 2018 2:42 PM

To: JANET BENADI **Cc:** Shannon.hardwick

Subject: RE: Building Plans for Farms

Hi Janet

Apologies for the inconvenience but can you suggest where we could get the plans for these 3 farms? We know they are based in Middelburg but are also close to the Belfast area as well. Do you have any contacts that could possibly help us?

Kind Regards Darren

From: JANET BENADI [mailto:janetb@stlm.gov.za]

Sent: Tuesday, May 8, 2018 2:33 PM

To: darren nair

Subject: FW: Building Plans for Farms

Good afternoon,

Kindly take note that the following farms do not fall within the municipal area of the STEVE TSHWETE LOCAL MUNICIPALITY

- Blyvoorzicht 383 JT
- Leeuwbank 427 JT
- Zoekop 426 JS

Kind regards

Janet Benadie STEVE TSHWETE LOCAL MUNICIPALITY Town Planning & Human Settlement

From: ROSEMARY SWARTZ

Sent: Tuesday, May 08, 2018 2:14 PM

To: JANET BENADI

Subject: FW: Building Plans for Farms

From: darren nair [mailto:darren.nair@digbywells.com]

Sent: 08 May 2018 01:28 PM To: ROSEMARY SWARTZ Cc: Shannon.hardwick

Subject: Building Plans for Farms

Hi Rose

We spoke earlier about the building plans for these 3 farms:

- Blyvoorzicht 383 JT
- Leeuwbank 427 JT
- Zoekop 426 JS

If the building plans do not exist we just require a signed letter saying so from your department in order to submit for a section 34 application with reference to these buildings/farms.

Kind Regards,

Darren Nair

Social and Heritage Services Intern

Cell: (076) 770 6132 Tel: (011) 789 9495 Fax: (011) 069 6801

Darren.nair@digbywells.com

www.digbywells.com

Shannon.hardwick

From: Thabo Mashego <thaboma@stlm.gov.za>

Sent: 27 June 2018 12:03 PM

To: darren nair

Cc: Shannon.hardwick

Subject: RE: Building Plans for 3 Farms

I am struggling to find those farms under our municipality. Could you please check with our neighbouring municipalities.

MASHEGO T.A HEAD: Building Control



STEVE TSHWETE LOCAL MUNICIPALITY

Tel: (013) 249 7182 Cel: 072 524 2643 Email: <u>thaboma@stlm.gov.za</u>

"The great aim of Education is not **knowledge**, but **Action**". Herbert Spencer.

From: darren nair [mailto:darren.nair@digbywells.com]

Sent: 27 June 2018 11:37 AM

To: Thabo Mashego **Cc:** Shannon.hardwick

Subject: RE: Building Plans for 3 Farms

Hi Thabo

Just a follow up email regarding those 3 farms below, are you able to help?

Kind Regards,

Darren Nair

Social and Heritage Services Intern

Cell: (076) 770 6132 Tel: (011) 789 9495 Fax: (011) 069 6801

Darren.nair@digbywells.com

www.digbywells.com





From: darren nair

Sent: Monday, May 14, 2018 11:57 AM

To: 'Thaboma@stlm.gov.za'

Subject: Building Plans for 3 Farms

Hi Thabo

I Thabo so the building plans for the three farms below do not seem to exist.

- Blyvoorzicht 383 JT
- Leeuwbank 427 JT
- Zoekop 426 JS

Therefore what we need from your department is a signed letter from your department stating that these plans do not exist for these 3 particular farms in order to submit for a section 34 application. Apologies for any inconvenience caused.

Kind Regards,

Darren Nair

Social and Heritage Services Intern

Cell: (076) 770 6132 Tel: (011) 789 9495 Fax: (011) 069 6801

Darren.nair@digbywells.com

www.digbywells.com





Shannon.hardwick

From: Shannon.hardwick

Sent: 20 September 2018 11:11 AM

To: Thando Khoza

Subject: FW: Letter of confirmation for Section 34 Heritage Application

Good morning, Thando

I hope this email finds you well.

The email chain below has reference. Could I please follow up with you regarding the letter of confirmation on behalf of your department confirming your department is aware of the Belfast Implementation Project and its potential impact on the affected structures?

Please do not hesitate should you have any queries.

Best wishes,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com

From: Shannon.hardwick Sent: 23 August 2018 9:42 AM

To: 'Thando Khoza'

Subject: FW: Letter of confirmation for Section 34 Heritage Application

Good morning, Thando

I hope this email finds you well.

Could I please check in with you regarding the building plans and the confirmation letter referred to in the emails attached below?

Thank you,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com

From: Shannon.hardwick Sent: 02 August 2018 9:07 AM

To: Thando Khoza

Subject: RE: Letter of confirmation for Section 34 Heritage Application

Good morning, Thando

With pleasure. Please see the attached draft letter.

Please could you put this letter on your official letterhead and please include a signature.

Thank you so much,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com

From: Thando Khoza [mailto:khozat@emakhazeni.gov.za]

Sent: 01 August 2018 4:19 PM

To: Shannon.hardwick

Subject: Re: Letter of confirmation for Section 34 Heritage Application

Good day

Can you kindly furnish me with the draft letter to edit.

Thando Khoza Pr.Pln
Deputy Manager

Planning & Social Development Main Phone: +27 (0)13 253 7600 Direct Line: +27 (0)13 253 7727 Email: khozat@emakgazeni.gov.za

25 Scheepers Street Emakhazeni (Belfast) 1100 Mpumalanga Rep. of South Africa Tel: +27 (0) 13 253 7600

Fax: +27 (0) 13 253 1889



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From: "Shannon.hardwick" <Shannon.hardwick@digbywells.com>

To: "Thando Khoza" <khozat@emakhazeni.gov.za>

Cc: "Justin du Piesanie" <justin.dupiesanie@digbywells.com>

Sent: Thursday, 26 July, 2018 10:52:30 AM

Subject: RE: Letter of confirmation for Section 34 Heritage Application

Good morning, Thando

Thank you for your response. Please find attached the Environmental Authorisation for the Project: one for the mine itself and the other for a Resettlement Process.

Please note that we have not yet applied for the Permit, nor have we submitted to MDEDET. We require your letter of confirmation for these submissions.

Were you able to find any plans for the aforementioned farms?

Best regards,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com

From: Thando Khoza [mailto:khozat@emakhazeni.gov.za]

Sent: 24 July 2018 11:43 AM

To: Shannon.hardwick

Subject: Re: Letter of confirmation for Section 34 Heritage Application

Good day

The above the matter refers

1. Kindly provide the Municipality with the Environmental Authorisation, The SAHRA permit and the proof that you submitted to the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET).

Thando Khoza **Deputy Manager**

Planning & Social Development Main Phone: +27 (0)13 253 7600 Direct Line: +27 (0)13 253 7727 Email: khozat@emakgazeni.gov.za

25 Scheepers Street Emakhazeni (Belfast) 1100 Mpumalanga Rep. of South Africa

Tel: +27 (0) 13 253 7600 Fax: +27 (0) 13 253 1889



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From: "Shannon.hardwick" < Shannon.hardwick@digbywells.com>

To: khozat@emakhazeni.gov.za

Sent: Thursday, 19 July, 2018 8:32:44 AM

Subject: Letter of confirmation for Section 34 Heritage Application

Good morning

I hope this email finds you well.

Digby Wells is looking to submit an application to Mpumalanga Heritage to demolish five old buildings outside Belfast (A Section 34 Permit Application) for the Exxaro Belfast Implementation Project. The following farms will be affected:

- Blyvooruitzicht 383 JT, Portion 11;
- Zoekop 1222 JS, Portion 8 and Remaining Extent (RE); and
- Leeuwbank 427 JT, Portion 7 and 11.

Could I please ask if your department has any building plans required for this application? Mpumalanga Heritage also need us to show that your department is aware of the Project.

The mine broke ground in January of this year. The mine received Environmental Authorisation in 2013 and a Mining Right in 2015. SAHRA issued final comment on the relevant case (Case ID 10323) in 2016 and the case is considered closed and approved. The Project was submitted to the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET) for in 2016 under the case reference 1/3/1/16/1N-62.

Could I ask you to please provide a signed letter on your letterhead confirming your department has been made aware of the project? I am happy to send a draft letter for you to edit and alter as necessary.

Please do not hesitate to contact me should you have any queries.

Warm regards,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com

Shannon.hardwick

From: Shannon.hardwick
Sent: Shannon.hardwick
18 July 2018 1:53 PM

To: Rosemarys@stlm.gov.za; janetb@stlm.gov.za; Thaboma@stml.gov.za

Subject: Letter of confirmation for Section 34 Heritage Application

Good afternoon

I hope this email finds you well. Thabo, please find my request as discussed. Thank you for your call earlier.

Digby Wells is looking to submit an application to Mpumalanga Heritage to demolish five old buildings outside Belfast (A Section 34 Permit Application) for the Exxaro Belfast Implementation Project. The following farms will be affected:

- Blyvooruitzicht 383 JT;
- Zoekop 1222 JS; and
- Leeuwbank 427 JT.

My colleague and I have been in contact with you over the last few weeks regarding building plans required for this application. Mpumalanga Heritage also need us to show that your department is aware of the Project.

The mine broke ground in January of this year. The mine received Environmental Authorisation in 2013 and a Mining Right in 2015. SAHRA issued final comment on the relevant case (Case ID 10323) in 2016 and the case is considered closed and approved. The Project was submitted to the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET) for in 2016 under the case reference 1/3/1/16/1N-62.

Could I ask you to please provide a signed letter on your letterhead confirming your department has been made aware of the project? I am happy to send a draft letter for you to edit and alter as necessary.

Please do not hesitate to contact me should you have any gueries.

Warm regards,

Shannon Hardwick

Assistant Heritage Resources Management Consultant

Cell: (083) 554 7808 Tel: (011) 789 9495 Fax: (011) 069 6801

Shannon.hardwick@digbywells.com

www.digbywells.com





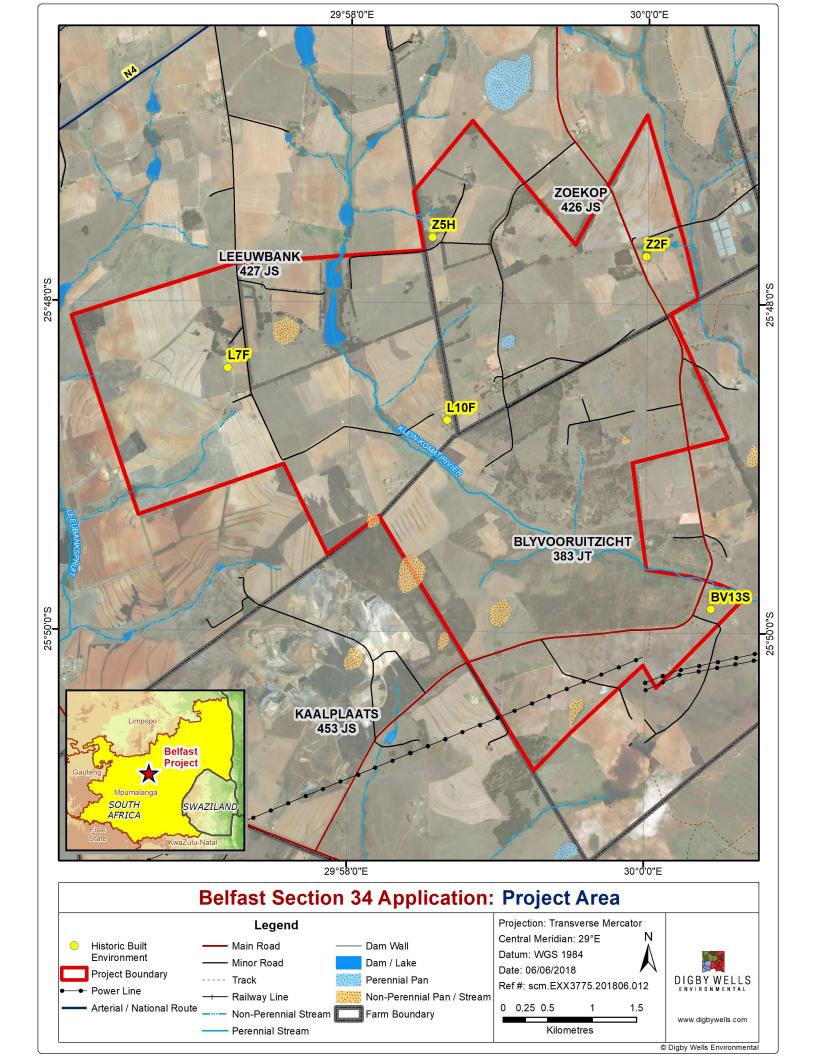
Permit Application

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province

DIGBY WELLS

EXX3775

Appendix C: Locality Plan



Permit Application

National Heritage Resources Act, 1999 (Act No. 25 of 1999) Section 34 Permit Application Process for the Exxaro Belfast Implementation Project, Belfast, Mpumalanga Province



EXX3775

Appendix D: Site Development Plan



Building No. 6, No. 7 Government Boulevard, Riverside Park, 1200, Mpumalanga Province Private Bag X 11219, 1200

Tel: +27 (013) 766 6067/8, Fax: +27 (013) 766 8295, Int Tel: +27 (13) 766 6067/8, Int Fax: +27 (13) 766 8295

Litiko Letekulima, Kutfutfukiswa Kwetindzawo Tasemakhaya, Temhlaba Netesimondzawo

Departement van Landbou, Landelike Ontwikkeling, Grond en Ongewing Sake umNyango weZelimo UkuThuthukiswa kweeNdawo zemaKhaya, iNarha neeNdaba zeBhoduluko

Enquiries Telephone : Charity Mthimunye : 013 692 5806

Reference no.: 1/3/1/16/1N-62

NEAS ref no. : MPP/EIA/00000/172/2016

Exxaro coal Mpumalanga Mr. Johan van der Bijl Rodger Dyason road **Pretoria** 0001

Fax no:

012 307 4612

E-mail:

Johan.vanderbijl@exxaro.com

Dear Sir,

ENVIRONMENTAL AUTHORISATION: EXXARO RESETTLEMENT PROJECT ON PORTION 13 OF THE FARM ZOEKOP 462 JS (RELOCATION OF 32 NON-LANDOWNING HOUSEHOLDS) WITHIN EMAKHAZENI LOCAL MUNICIPALITY, MPUMALANGA PROVINCE

With reference to the abovementioned application, please be advised that the Department has decided to grant authorisation. The environmental authorisation and reasons for the decision are attached herewith.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations 2014, you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of this letter, of the Department's decision in respect of your application. Such notification must comply with the requirements of Regulations 4(2)(a)-(b) and must draw the attention` of registered interested and affected parties to the fact that an appeal may be lodged against the decision in terms of the National Appeal Regulations, 2014.

Your attention is drawn to the National Appeal Regulations, 2014, which regulates appeal procedures. Should you wish to appeal any aspect of the decision, you must, *inter alia*, lodge a notice of intention to appeal with the MEC, within 20 days of the date of this letter, by means of one of the following methods:

By facsimile:

(013) 766 8295

By post:

Private Bag x 11219

Nelspruit 1200

By hand:

Building 6, No. 7 Government Boulevard,

Riverside Park Extension

Nelspruit 1200



Should you decide to appeal, you must serve a copy of your notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where, and for what period, the appeal submission will be available for inspection.

Yours sincerely,

MR. S.S MALULEKA

CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS

DATE: 28 .04.2017

cc: Anne -Mari White

Aurecon South Africa)Pty) Ltd

Fax no: 013 753 2116

E-mail: Anne-mari.white@aurecongroup.com





Building No. 6, No. 7 Government Boulevard, Riverside Park, 1200, Mpumalanga Province
Private Bag X 11219, 1200
Tel: +27 (013) 766 6067/8, Fax: +27 (013) 766 8295, Int Tel: +27 (13) 766 6067/8, Int Fax: +27 (13) 766 8295

Litiko Letekulima, Kutfutfukiswa Kwetindzawo Tasemakhaya, Temhlaba Netesimondzawo Departement van Landbou, Landelike Ontwikkeling, Grond en Ongewing Sake umNyango weZelimo UkuThuthukiswa kweeNdawo zemaKhaya, iNarha neeNdaba zeBhoduluko

Environmental Authorisation

Application number:

1/3/1/16/1N-62

Holder of Authorisation:

EXXARO COAL

MPUMALANGA (PTY) LTD

NEAS reference number:

MPP/EIA/00000172/2016

Location of activity:

ON PORTION 13 OF THE

FARM ZOEKOP 462 JS WITHIN

EMAKHAZENI LOCAL

MUNICIPALITY





1. Decision

The Department is satisfied on the basis of the information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activity as specified below. Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

2. Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act 107 of 1998) and the Environmental Impact Assessment Regulations 2014, the Department hereby authorises:

Mr. Johan van der Bijl Rodger Dyason road Pretoria 0001

Fax no:

012 307 4612

Tel:

012 307 7468

E-mail:

Johan.vanderbijl@exxaro.com

To undertake the following activity (hereafter referred to as "the activity"):

The proposed exxaro resettlement project whereby there will be a relocation of 32 non- landowning households on Portion 13 of the farm Zoekop 462 JS, Part of the remainder of the farm Paaardeplaats 425 JS and Portion 13 of the farm Leeuwbank 427 JS, within Emakhazeni Local Municipality, Mpumalanga Province at the following co-ordinates: 25° 45' 37.54" S 29° 58' 16. 85" E Activity 27 and 28 of Government Notice R983 and activity 12 of Notice 984 04 December 2014

The project will entail the following:

- Resettlement village of approximately 9 hectares on a site located north of the N4 freeway.
- The project will have residential component with 32x2500 square meter plots and the rest will be left for grazing and other potential agricultural uses.
- 200 square meter reserved for food production in the form of a combination of poultry, trees, dryland cropping and homestead vegetable garden.

The granting of this environmental authorisation is subject to the conditions set out below.

3. Conditions of Authorisation

Scope of authorisation

- 3.1 Authorisation of the activity is subject to the conditions contained in this authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
- 3.2 The holder of the authorisation must ensure compliance with these conditions by any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the authorisation.
- 3.3 The activity which is authorised may only be carried out at the property indicated above.
- 3.4 Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such





- changes or deviations and it may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.
- 3.5 In the event that the impacts exceed the significance as predicted in the basic assessment report, the authorisation may be suspended and/or withdrawn after proper procedures have been followed.
- 3.6 In the event of any dispute concerning the significance of a particular impact, the opinion of the Department in respect of its significance will prevail.
- 3.7 The Department may change or amend any of the conditions of this authorisation if, in the opinion of the Department, it is environmentally justified.
- 3.8 This activity must commence within a period of five (5) years, from the date of issue. If commencement of activity does not occur within that period, the authorisation lapses and a new application for the Environmental Authorisation must be made in order for the activity to be undertaken, unless the holder of this Environmental Authorisation has lodged a valid application to amend the validity period of the authorisation before this authorisation lapses, in which case this authorisation will remain valid. However, the activity, including site preparation, may not commence prior to amendment application being decided.
- 3.9 The holder of this authorisation is responsible for compliance with the provisions for Duty of Care and Remediation of Environmental Damage contained in Section 28 of the National Environmental Management Act, 1998 (Act 107 of 1998).
- 3.10 This authorisation does not negate the holder of the authorisation, responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity.

Appeal of authorisation

- 3.11 The holder of the authorisation must notify every registered interested and affected party, in writing and within fourteen (14) days of the date of this decision, of the outcome of the application.
- 3.12 The notification referred to above, must
 - a) Specify the date on which the authorisation was issued;
 - b) Inform the interested and affected party of the appeal procedure provided for in the National Appeal Regulations, 2014; and
 - c) Advise the interested and affected party to the manner in which the decision can be accessed:
 - d) Be published in the newspaper contemplated in Regulation 41(2)(c) and which newspaper was used for the placing of advertisements as part of the public participation process.

Management and monitoring of the activity

- 3.13 The Environmental Management Programme (EMPr) dated 05th December 2016 and submitted as part of the Final Basic Assessment Report is hereby approved and must be implemented and adhered to throughout the lifecycle of the activity.
- 3.14 The applicant must appoint an independent Environmental Control Officer (ECO) that will have the responsibility of monitoring and reporting on compliance with the conditions of this environmental authorisation as well as monitoring and reporting on the implementation of the approved EMPr.
 - 3.14.1 The ECO must be appointed before the commencement of construction and the Department must be notified of such an appointment for communication purposes.
 - 3.14.2 The ECO must oversee and monitor the success of all rehabilitation activities.
 - 3.14.3 During the construction phase, the ECO must submit monthly compliance reports to the Department in writing and copy the applicant with such reports. Where applicable, the ECO may negotiate the required frequency for the submission of reports with the Department, which must be agreed to in writing by the Department. The reports must include a description of all activities on site,



problems identified, transgressions noted and remedial action implemented. All reports must reflect the Department's reference number of the project on the cover page.

- 3.14.4 The ECO must maintain the following on site:
 - A site diary
 - Copies of all reports submitted to the Department
 - A complaints' register of all environmental complaints regarding the proposed project and the remedies applied to such complaints
- 3.14.5 The ECO must remain employed until all rehabilitation measures as well as site clean-up are completed and the site is handed over to the applicant by the contractor for operation.
- 3.15 The holder of the authorisation must submit an environmental audit report to the Department upon completion of the construction and rehabilitation activities. The environmental audit report must be compiled by an independent environmental auditor and must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the conditions of this authorisation as well as the requirements of the EMPr.
- 3.16 The Department retains the right to monitor and/ or inspect the proposed development during both construction and operational phases.

Commissioning and operation of the activity

- 3.17 Fourteen (14) days written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence.
- 3.18 To protect the freshwater ecosystems from impacts linked to the construction phase and the operational phase appropriate buffer zones must be adopted.
- 3.19 Earth dikes and diversions to direct all storm flows from disturbed areas into silt traps must be utilized.
- 3.20 Soil stabilization practices such as sediment blankets and mulching must be conducted on site.
- 3.21 Permanent roads constructed onsite must be built above the natural ground surface to ensure efficient drainage.
- 3.22 An alien plant control programme must be implemented.
- 3.23 Plants of conservation importance found onsite must be replanted in the adjacent degraded secondary grassland.
- 3.24 All contractor teams involved in work on the project must be briefed on their obligations towards environmental controls and methodologies in terms of the EMPr prior to commencement of work.
- 3.25 During the course of the development, the developer and contractors must comply with all the relevant legislation, including the bylaws of Emakhazeni Local Municipality. Working hours must be confined between 07h00 to 17h00.
- 3.26 All reasonable steps must be taken to avoid any fires.
- 3.27 The Contractor must ensure that there is access to clean drinking water for all employees on site.
- 3.28 Construction workers must be supplied with chemical toilets. No pit latrines are allowed. Sewage to be generated during construction phase must be disposed of in a controlled manner.
- 3.29 Construction vehicles are to make use of existing roads and tracks as far as possible.
- 3.30 The Contractor must ensure that the generation of dust is minimized and must implement a dust control programme to maintain a safe working environment.
- 3.31 Trampling and disturbances associated with construction activities must be limited to within five metres of the footprint of the site to ensure minimal disturbance to the natural flora and fauna of the area.



- 3.32 Topsoil must be utilized in rehabilitation efforts.
- 3.33 The contractor must not permit work teams to litter on the environment.
- 3.34 The collection point for waste material must be an enclosed structure to eliminate the risk of wind scatter, and all waste must be disposed of to a previously identified, registered or permitted waste disposal site.
- 3.35 Burial of waste is prohibited.
- 3.36 Concrete mixing must take place in a defined area and on top of boarding or sheeting so as to protect the ground.
- 3.37 All steps must be taken to ensure that no oil is spilt and that all waste, such as filters, is removed from the site and disposed of in an environmentally acceptable manner.
- 3.38 Only indigenous flora must be used for landscaping.
- 3.39 Construction personnel must be sensitized to the requirements of the South African Heritage Resources Act. Should any material of cultural or archaeological signioficance be encountered during construction, all activitires must cease immediately and the South African Heritage Resources Agency (SAHRA) must be informed accordingly.
- 3.40 Any complaints received from the public during the construction and operational phases of the activity must be attended to as soon as possible and addressed to the satisfaction of all concerned.

General

- 3.41 A copy of this authorisation must be kept at the property where the activity will be undertaken. The authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.
- 3.42 Non-compliance with a condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 3.43 National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

ENVIRONMENTAL AUTHORISATION APPROVED BY:

MR. S.S MALULEKA

CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS

DATE: 28.04.2017



Annexure 1: Reasons for the Decision

1. Background

The applicant, Exxaro Coal Mpumalanga, applied for Environmental Authorisation to carry out the following:

The proposed exxaro resettlement project whereby there will be a relocation of 32 non-landowning households on Portion 13 of the farm Zoekop 462 JS, Part of the remainder of the farm Paaardeplaats 425 JS and Portion 13 of the farm Leeuwbank 427 JS, within Emakhazeni Local Municipality, Mpumalanga Province

Activity 27 and 28 of Government Notice R983 and activity 12 of Notice 984 08 December 2014

The project will entail the following:

- Resettlement village of approximately 9 hectares on site located north of the N4 freeway.
- The project will have residential component with 32x2500 square meter plots and the rest will be left for grazing and other potential agricultural uses.
- 200 square meter reserved for food production in the form of a combination of poultry, trees, dryland cropping and homestead vegetable garden.
- 1.2 The applicant appointed the following Environmental Assessment Practitioner (EAP) to undertake a Basic Assessment Process:

Aurecon South Africa 10 Nelspruit Nelspruit 1200

Contact person: Anne -Mari White

Tel no: 013 752 7055 Fax no: 013 753 2116

E-mail: Anne-mari.white@aurecongroup.com

2. Information considered in making the decision.

In reaching its decision, the Department took the following into consideration:

- a) The information contained in the Final Basic Assessment Report and the EMPr.
- b) The objective and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998); and
- c) The findings of the site visit undertaken by Ms Charity Mthimunye on 07th March 2017.

3. Key factors considered in making the decision.

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below:

- a) The reference to the Social impact Assessment Report as well as the Resettlement Action Plan guiding the relocation of the 32 households.
- b) The commitment made by Exxaro to provide all services to the relocated community and thus no municipal services will be required.
- c) The resettlement of this community will improve the living conditions of these community members and have enormous positive social impact on the community.



d) Access to the site will be from an existing road.

4. Findings

After consideration of the information and factors listed above, the Department made the following findings:

- a) Public Participation Process was undertaken in accordance with the EIA Regulations, 2014.
- b) There were no observable heritage resources within the perimeter of the proposed site.
- c) Biodiversity investigation indicate that the natural habitats have been fragmented as a result of human induced impacts

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the proposed activity will not conflict with the general objectives of integrated environmental management as laid down in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated for to acceptable levels. Authorization is accordingly granted.



MPUMALANGA PROVINCIAL GOVERNMENT

Building No. 4 No. 7 Government Boulevard Riverside Park Extension 2 Nelspruit 1200 South Africa



Private Bag X 11215 Nelspruit, 1200 Tel: 013 766 4004 Fax: 013 766 4614 Int: +27 13 766 4004 Int: +27 13 766 4614

Department of Economic Development, Environment and Tourism

Litiko Letekutfutfukiswa Kwetemnotfo, Simondzwo netekuVakasha

Umngango WezokuThuthukiswa KoMnotho, iBhoduluko nezamaVakatjho

Departement van Ekonomiese Ontwikkeling, Omgewing en Toerisme

Enquiries Telephone Reference

: Musa Mondlane : 013 690 2595 · 17/2/3N-131

NEAS Ref. No. : MPP/EIA/0000304/2012

Simon Mkhonza Exxaro Resources (Pty) Ltd P.O. Box 321 Belfast 1100

Fax

:013 253 7321

Email

:simon.mkhonza@exxaro.com

Dear Sir

APPLICATION FOR ENVIRONMENTAL AUTHORISATION: THE PROPOSED BELFAST MINING PROJECT ON VARIOUS PORTIONS OF THE FARMS ZOEKOP 426 JS, LEEUBANK 427 JS AND BLYVOORUITZICHT 383 JS,BELFAST, EMAKHAZENI LOCAL MUNICIPALITY, MPUMALANGA PROVINCE

With reference to the abovementioned application, please be advised that the Department has decided to grant authorisation. The environmental authorisation and reasons for the decision are attached herewith.

In terms of Regulation 10(2) of the Environmental Impact Assessment Regulations, 2010, you are instructed to notify all registered interested and affected parties, in writing and within 12 (twelve) days of the date of this letter, of the Department's decision in respect of your application. Such notification must comply with the requirements of Regulations 10(2)(a)-(d) and must draw the attention of registered interested and affected parties to the fact that an appeal may be lodged against the decision in terms of Chapter 7 of the EIA Regulations, 2010.

Your attention is drawn to Chapter 7 of the Regulations, which regulates appeal procedures. Should you wish to appeal any aspect of the decision, you must, inter alia, lodge a notice of intention to appeal with the MEC, within 20 days of the date of this letter, by means of one of the following methods:

By facsimile: (013) 766 4614

By post: Private Bag x 11215

Nelspruit 1200



By hand:

Building 4, No. 7Government Boulevard,

RiversidePark Extension

Nelspruit 1200

Should you decide to appeal, you must serve a copy of your notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where, and for what period, the appeal submission will be available for inspection.

Yours sincerely,

MR. S.S. MALULEKA

CHIEF DIRECTOR: ENVIRONMENTAL SERVICES

DATE: 04. 07.2013

cc: LizelleProsch

MarshEnvironmentalServices (Pty) Ltd

Fax no: 011 506 5319

Email: Lizelle.prosch@marsh.com

MPUMALANGA PROVINCIAL GOVERNMENT

Building No. 4 No. 7 Government Boulevard Riverside Park Extension 2 Nelspruit 1200 South Africa



Private Bag X 11215 Nelspruit, 1200 Tel: 013 766 4004 Fax: 013 766 4614 Int: +27 13 766 4004 Int: +27 13 766 4614

Department of Economic Development, Environment and Tourism

Litiko Letekutfutfukiswa Kwetemnotfo, Simondzwo netekuVakasha Umngango WezokuThuthukiswa KoMnotho, iBhoduluko nezamaVakatjho

Departement van Ekonomiese Ontwikkeling, Omgewing en Toerisme

Environmental Authorisation

Application number:	17/2/3N-131
Holder of Authorisation:	Exxaro Resources (Pty) Ltd
Location of activity:	PORTIONOF THE REMAINING EXTENT, PORTIONS 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16,& 21 OF THE FARM ZOEKOP 426 JS, PORTION OF THE REMAINING EXTENT, PORTION OF THE REMAINING EXTENT OF PORTION 2, PORTION 3, PORTION OF THE REMAININING EXTENT OF PORTION 4, PORTION OF PORTIONS 5 & 6, PORTIONS 7 & 8, REMAINING EXTENT OF PORTION 9, PORTIONS 10, 11, 15 & 16 OF THE FARM LEEUWBANK 427 JS, AND REMAINING EXTENT OF PORTIONS 2, 6, 7, 8, 9 & 10 OF THE FARM BLYVOORUITZICHT 383 JT, BELFAST, EMAKHAZENI LOCAL MUNICIPALITY, MPUMALANGA PROVINCE





1. Decision

The Department is satisfied on the basis of the information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activity as specified below. Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

2. Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act 107 of 1998) and the Environmental Impact Assessment Regulations 2010, the Department hereby authorises:

Exxaro Resources (Pty) Ltd PO Box 9229 Pretoria 0001

Attention: Simon Mkhonza Fax no: 086 509 6235 Tel No: 013 253 7321

Email: simon.mkhonza@exxaro.com

To undertake the following activity (hereafter referred to as "the activity"): The establishment of an opencast mine (Exxaro Belfast NBC Project) for the production of 2.0 Mtpa of coal for Eskom and 1.5 Mtpa of A-grade thermal coal for export markets.

The proposed Belfast Project will consist of two mining areas (A and B blocks) of 2,390 hectares in extent. Exxaro plans to undertake opencast mining using a conventional truck and shovel operation, assisted by roll-over dozing, to allow for continuous backfilling and rehabilitation of the mined-out area, which is not anticipated to exceed 200 ha at any time. A plant will be constructed for the processing of raw coal to produce both export quality and Eskom product coal. The process will consist of crushing, screening and washing of coal.

- An estimated 30 years operational (production) phase.
- Four years for decommissioning, closure, rehabilitation, monitoring and maintenance.

The construction phase will take place over a period of 2 years and will include the following activities. Roads: construction of surfaced access roads and internal roads, as well as un-surfaced haul roads and surfaced parking areas.

<u>Processing Plants</u>: Exxaro plans to build two processing plants, namely a Phase 1: crushing and screening plant, and a Phase 2: crushing, screening and washing plant.

Phase 1 will consist of crushing and screening the mined coal to produce an Eskom product and this phase will continue throughout the life of mine.

Phase 2 will be initiated a few years after phase 1, and involve crushing, screening and washing the coal to produce A/B-grade and Eskom products.

<u>Buildings</u>: construction of buildings including; a guard house, office blocks, weighbridge and weighbridge office, change house, plant and mine workshops and laboratory.

<u>Explosive Magazine House</u>: the construction of a concrete and bunded explosive magazine house. <u>Diesel Storage Area</u>: the construction of aconcrete and bunded refueling area.

<u>Water Related Infrastructure</u>: Process water pipeline, storm water channels and pollution control dams, water treatment and purification plants, process water and return water dam, boreholes, sewage treatment plant, silt traps, washing bays, river diversions / crossings and raw water storage dam.

<u>Co-disposal Facility</u>: a co-disposal facility will be established south of the crushing, screening and washing plant.

17/2/3N-131



Reticulation Infrastructure: fire water reticulation, process water reticulation and internal potable water reticulation and internal sewer reticulation.

<u>Fencing:</u> for security and safety reasons for both the employees and the surrounding local communities, the site will be fenced with the appropriate notices displayed on the fence warning people of the danger of a mining site.

During the mine development phase an initial box-cut will be established by removing topsoil and subsoil from the initial box-cut area with a bulldozer and then stockpiled at void positions. The overburden will then be drilled and blasted and removed with a bulldozer and stockpiled at void positions. During this time coal handling stockpiles will be established in the plant area.

The proposed mining activity will take place on various Portions of the farms Zoekop 426 JS, Leeubank 427 JS and Blyvooruitzicht 383 JS, Emakhazeni Local Municipality, Mpumalanga Provinceat the co-ordinates 25° 45′ 35″S and 29° 59′ 53″E; 25° 47′ 56″S and 30° 00′ 20″E; 25° 50′ 04″Sand 30° 01′ 37″E; 25° 49′ 41″S and 30° 00′ 23″E. Listed activities for the expansion project are as follows, Activity 9, 10, 11, 12, 18 & 22 of Government Notice R 544 of 18 June 2010 & Activity 3, 5, 6, 10, 11 & 15 of Government Notice R 545 of 18 June 2010 and Activity 13, 14 & 19of Government Notice R 546 of 18 June 2010).

The granting of this environmental authorisation is subject to the conditions set out below.

3. Conditions of Authorisation

Scope of authorisation

- 3.1 The authorisation for Exxaro Belfast NBC Mining Project is only approved on condition that Exxaro's proposed offset, set-aside areas established in the investigated offset areas.
- 3.2 Authorisation of the activity is subject to the conditions contained in this authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
- 3.3 The holder of the authorisation must ensure compliance with these conditions by any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the authorisation.
- 3.4 The activitywhich is authorised may only be carried out at the property indicated above.
- 3.5 Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.
- 3.6 In the event that the impacts exceed the significance as predicted in the Environmental Impact Report, the authorisation may be suspended after proper procedures have been followed.
- 3.7 In the event of any dispute concerning the significance of a particular impact, the opinion of the Department in respect of its significance will prevail.
- 3.8 The Department may change or amend any of the conditions of this authorisation if, in the opinion of the Department, it is environmentally justified.
- 3.9 This activity must commence within a period of three (3) years from the date of issue. If commencement of the activitydoes not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.
- 3.10 The holder of this authorisation is responsible for compliance with the provisions for Duty of Care and Remediation of Environmental Damage contained in Section 28 of the National Environmental Management Act, 1998 (Act 107 of 1998).
- 3.11 This authorisation does not negate the holder of the authorization, responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity.



Appeal of authorisation

- 3.12 The holder of the authorisation must notify every registered interested and affected party, in writing and within twelve (12) days of the date of this decision, of the outcome of the application.
- 3.13 The notification referred to above, must
 - a) Specify the date on which the authorisation was issued;
 - b) Inform the interested and affected party of the appeal procedure provided for in Chapter 7 of the Regulations; and
 - Advise the interested and affected party to the manner in which the decision can be accessed;
 - d) Be published in the newspaper contemplated in Regulation 54(2)(c) and which newspaper was used for the placing of advertisements as part of the public participation process.

Management and monitoring of the activity

- 3.14 The Draft Environmental Management Programme (EMPr) dated February 2012 and submitted as part of the Environmental Impact Report is hereby approved and must be implemented and adhered to throughout the lifecycle of the activity.
- 3.15 The applicant must appoint an independentEnvironmental Control Officer (ECO) that will have the responsibility of monitoring and reporting on compliance with the conditions of this environmental authorisation as well as monitoring and reporting on the implementation of the approved EMPr.
 - 3.15.1 The ECO must be appointed before the commencement of construction and the Department must be notified of such an appointment for communication purposes.
 - 3.15.2 The ECO must oversee and monitor the success of all rehabilitation activities.
 - 3.15.3 During the construction phase, the ECO must submit monthly compliance reports to the Department in writing and copy the applicant with such reports. Where applicable, the ECO may negotiate the required frequency for the submission of reports with the Department, which must be agreed to in writing by the Department. The reports must include a description of all activities on site, problems identified, transgressions noted and remedial action implemented. All reports must reflect the Department's reference number of the project on the cover page.
 - 3.15.4 The ECO must maintain the following on site:
 - A site diary
 - Copies of all reports submitted to the Department
 - A complaints' register of all environmental complaints regarding the proposed project and the remedies applied to such complaints
 - 3.15.5 The ECO must remain employed until all rehabilitation measures as well as site clean-up are completed and the site is handed over to the applicant by the contractor for operation.
- 3.16 The holder of the authorisation must submit an environmental audit report to the Department upon completion of the construction and rehabilitation activities. The environmental audit report must be compiled by an independent environmental auditor and must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the conditions of this authorisation as well as the requirements of the EMPr.
- 3.17 The Department retains the right to monitor and/ or inspect the proposed development during both construction and operational phases.
- 3.18 Identified areas for offsetting must be declared non-mineable areas (i.e. an offset protected area) to protect the sensitive biodiversity and such declaration must be legally binding to everyone affected.
- 3.19 An Ecological Integrity of the site must be maintained by the establishment of a Management and Monitoring Plan.



- 3.20 Exxaro must form a Management Committee with relevant stakeholders (DMR, DWA, MTP, Mpumalanga Wetland Forum, Belfast Mine Lease area, Strathae Lease area, etc) with regard to the establishment of the best possible method for the proposed offsetting programme for the NBC Belfast Project.
- 3.21 A Management and Monitoring Plan for the offset areas must be established and implemented. The plans must involve relevant stakeholders for inputs on the protection of the identified Wetland Ecosystems and adopted throughout the life cycle of the mine.

Commissioning and operation of the activity

- 3.22 Fourteen (14) days written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence, and must include the name and contact details of the appointed ECO.
- 3.23 The construction site must be defined and demarcation of material lay down areas must precede all activities on site.
- 3.24 Construction activities must remain within the defined construction area.
- 3.25 No activity, such as temporary housing, construction camps, temporary ablution, storing of equipment, stockpiling of topsoil or any other activity, may take place below the 1:100 year flood line, or within a horizontal distance of 32m of a watercourse.
- 3.26 The storage and handling of fuel, lubricants, paint, tar, bitumen binders and other chemicals must be in especially demarcated impervious and bunded areas.
- 3.27 The mixing of cement, chemicals or other noxious materials must be undertaken in designated areas on an impermeable layer such as a concrete slab or in a container suitable for this.
- 3.28 Construction vehicles and equipment must be checked and maintained regularly to ensure that there is no environmental contamination as a result of oil, fuel or hydraulic fluid leakages.
- 3.29 The pollution of adjacent areas due to improper storage of construction materials or any hazardous substances is prohibited.
- 3.30 Dry chemical toilet facilities or e-loo's must be provided on site at a ratio of 1:15 for construction staff. Ablution facilities may not be located within 100m from any watercourse or wetland, and may not cause pollution. The use pit latrines (unimproved or ventilated) on site is strictly prohibited.
- 3.31 Haul roads construction must occur in the dryer months due to the soils increased susceptibility to compaction during rains.
- 3.32 Ground water monitoring must take place to assess and prevent groundwater contamination.
- 3.33 The removal of vegetation and movement of machines during the construction activities must take place in designated areas in order to reduce the increase of dust pollution.
- 3.34 For dust suppression purposes, water must be obtained from the evaporation or pollution control dam and vehicles travelling along the access roads must adhere to the speed limits (40km/h) to avoid creating excessive dust.
- 3.35 Construction vehicles and equipments must be serviced, inspected and maintained properly to minimise the greenhouse gasses emitted from them.
- 3.36 Construction must be restricted to normal working hours. Should activities need to be undertaken at night, this must be done after consultation with the Engineer or ECO.
- 3.37 Haul road, sewage, stream crossingsand the above ground fuel storage construction must be planned to use existing infrastructures.
- 3.38 An environmental awareness plan must be initiated to educate employees, contractors and visitors on biodiversity and land management principles.
- 3.39 The site must be screened from the surrounding public roads by planting fast growing indigenous trees or using stockpiles for screening.
- 3.40 Any new access road must be clearly visible to motorists through the use of safety signs in and out of the mine.
- 3.41 Exxaro Resourcesmust adhere to the National Roads Authorities regulations.
- 3.42 Construction vehicles must stay within demarcated construction areas.

MPUMALANGA A Pioneering Spirit

- 3.43 The holder of the authorisation must supervise the construction of haul roads in accordance with post mining topographical plan to ensure that topographical rehabilitation can be achieved with the minimum of expenditure.
- 3.44 A post-mining topographical plan must be formulated by ECO to minimise the loss of agricultural land.
- 3.45 A noise monitoring programme must be implemented during the commission and decommissioning phase of the mine.
- 3.46 Noise barriers must be erected near the noise source, between the noise source and receptors, where needed.
- 3.47 Changes in habitat areas due to stripping must be monitored to avoid the removal of excess vegetation.
- 3.48 Hydrocarbon fuels, lubricants and chemicals must be transported and handled according to relevant SANS codes.
- 3.49 Fuels must be stored in bunded areas sealed with an HDPE liner, should spillages occur, it must be reported, the contaminated soil removed and rehabilitated.
- 3.50 Fuels and lubricant storage facilities must be bunded in accordance with SANS specifications to reduce the risk of any leaks or failures.
- 3.51 A hydrocarbon management system must be introduced on site to ensure that potential pollution of the wetlands due to leaks, spillages or incorrect handling of these waste products will be minimised.
- 3.52 Any pollution of water, soil and vegetation which can cause harm to aquatic invertebrates and other form of animal life must be prevented as far as possible.
- 3.53 A biomonitoringprogramme must be implemented to identify trends of the systems in the mining area.
- 3.54 Should spillage occur, it must be reported, the contaminated soil must be removed and rehabilitated by the contractor.
- 3.55 Dust abatement techniques, such as spraying with water or the use of a dust binding agent, must be used.
- 3.56 Trucks transporting coal must be covered with tarpaulin to prevent coal spillages on the roads
- 3.57 All general waste generated on the site must be disposed of at an official registered landfill site or as directed by any other relevant authority.
- 3.58 All hazardous waste must be disposed of at an official registered site, or be removed by registered hazardous waste contractors.
- 3.59 Any complaints received from the public during the construction and operational phases of the activity must be attended to as soon as possible and addressed to the satisfaction of all concerned.
- 3.60 All vulnerable species and red data species listed on the wetland study must be at all times protected and conserved.
- 3.61 Construction personnel must be sensitized to the requirements of the South African Heritage Resources Act. Should any material of cultural or archaeological significance be encountered during construction, all activities must cease immediately and the South African Heritage Resources Agency (SAHRA) must be informed accordingly.
- 3.62 Exxaro Resourcesis responsible if any, for all relocation of the servitudes; e.g. Eskom power lines, roads, pans, railway lines, gas pipelines and Telkom phone lines.

General

- 3.63 A copy of this authorisation must be kept at the property where the activitywill be undertaken.
- 3.64 The authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.
- 3.65 Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/ or telephonic details, the applicant must notify the Department as soon as the new details become known to the applicant.

MPUMALANGA A Pioneering Spirit

- 3.66 Non-compliance with a condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 3.67 National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

ENVIRONMENTAL AUTHORISATION APPROVED BY:

MR. S.S. MALULEKA

CHIEF DIRECTOR: ENVIRONMENTAL SERVICES

DATE: 04.07.2013



Annexure 1: Reasons for the Decision

1. Background

1.1 The applicant, Exxaro Resources Mpumalanga (Pty) Ltd, applied for authorisation to carry out the following activity:

The establishment of an opencast mine (Exxaro Belfast NBC Project) for the production of 2.0 Mtpa of coal for Eskom and 1.5 Mtpa of A-grade thermal coal for export markets.

The proposed Belfast Projects will consist of two mining areas (A and B blocks) of 2,390 hectares (ha) in extent. Exxaro plans to undertake opencast mining using a conventional truck and shovel operation, assisted by roll-over dozing, to allow for continuous backfilling and rehabilitation of the mined-out area, which is not anticipated to exceed 200 ha at any time. A plant will be constructed for the processing of raw coal to produce both export quality and Eskom product coal. The process will consist of crushing, screening and washing of coal.

- An estimated 30 years operational (production) phase.
- Four years for decommissioning, closure, rehabilitation, monitoring and maintenance.

The construction phase will take place over a period of 2 years and will include the following activities. Roads: construction of surfaced access roads and internal roads, as well as un-surfaced haul roads and surfaced parking areas.

<u>Processing Plants</u>: Exxaro plan to build two processing plants, namely a Phase 1: crushing and screening plant, and a Phase 2: crushing, screening and washing plant.

Phase 1 will consist of crushing and screening the mined coal to produce an Eskom product and this phase will continue throughout the life of mine.

Phase 2 will be initiated a few years after phase 1, and involve crushing, screening and washing the coal to produce A/B-grade and Eskom products.

<u>Buildings</u>: construction of buildings including; a guard house, office blocks, weighbridge and weighbridge office, change house, plant and mine workshops and laboratory.

<u>Explosive Magazine House</u>: the construction of a concrete and bunded explosive magazine house. <u>Diesel Storage Area</u>: the construction of aconcrete and bunded refueling of plant, machinery and vehicles.

<u>Water Related Infrastructure</u>: Process water pipeline, storm water channels and pollution control dams, water treatment and purification plants, process water and return water dam, boreholes, sewage treatment plant, silt traps, washing bays, river diversions / crossings and raw water storage dam.

<u>Co-disposal Facility</u>: a co-disposal facility will be established south of the crushing, screening and washing plant.

<u>Reticulation Infrastructure</u>: fire water reticulation, process water reticulation and internal potable water reticulation and internal sewer reticulation.

<u>Fencing:</u> for security and safety reasons for both the employees and the surrounding local communities, the site will be fenced with the appropriate notices displayed on the fence warning people of the danger of a mining site.

During the mine development phase an initial box-cut will be established by removing topsoil and subsoil from the initial box-cut area with a bulldozer and then stockpiled at void positions. The overburden will then be drilled and blasted and removed with a bulldozer and stockpiled at void positions. During this time coal handling stockpiles will be established in the plant area.

The proposed mining activity will take place on various Portions of the farms Zoekop 426 JS, Leeubank 427 JS and Blyvooruitzicht 383 JS, Emakhazeni Local Municipality, Mpumalanga Provinceat the co-ordinates 25° 45′ 35″S and 29° 59′ 53″E; 25° 47′ 56″S and 30° 00′ 20″E; 25° 50′ 04″Sand 30° 01′ 37″E; 25° 49′ 41″S and 30° 00′ 23″E. Listed activities for the expansion project are as

MPUMALANGA A Pioneering Spirit (0)

follows, Activity 9, 10, 11, 12, 18 & 22 of Government Notice R 544 of 18 June 2010 & Activity 3, 5, 6, 10, 11 & 15 of Government Notice R 545 of 18 June 2010 and Activity 13, 14 & 19of Government Notice R 546 of 18 June 2010).

1.2 The applicant appointed the following Environmental Assessment Practitioner (EAP) to undertake a Environmental Impact process:

Marsh Environmental Services (Pty) Ltd Private Bag x 14 BENMORE 2010

Contact person: LizelleProsch

Tel:

011 506 5319 011 509 6235

Fax: Email:

Khalid@eims.co.za

2. Information considered in making the decision.

In reaching its decision, the Department took the following into consideration:

- a) The information contained in the Environmental Impact Report and the EMPr.
- b) The objective and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998); and
- c) The findings of the site visit undertaken by Musa Mondlane on 07February 2012.

3. Key factors considered in making the decision.

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below:

- a) The specialist report indicates that the proposed mining activities at the Belfast NBC Project will completely destroy identified two pans on the site and cannot be mitigated or avoided.
- b) The identified pans are of National Importance as highlighted by the Environmental Impact Report and forms part of the Freshwater Ecosystem Protected Area (FEPA).
- c) Exxaro proposes an offset offsite mitigation measures for the impacts the mining activities would have on the environment. This concept is fairly new in South Africa and seeks to protect the environment by investigating and identifying areas that could be used for offsite offset areas set asides.
- d) Biodiversity offsetting is considered when the loss of biodiversity due to the project activity cannot be regained through the usual steps associated with the mitigation hierarchy (i.e. avoidance, mitigation and restoration).
- e) The EIR (Identification of potential Wetlands offsets-Exxaro Belfast NBC) indicates that the majority of the farms on the location of the offset project are owned by Exxaro and would easily enable the establishment of such areas (offset areas) in turn assists in the protection and management of the offset areas.
- f) The Environmental Impact Report indicates that continuous rehabilitation will take place and the active mining area will in all likelihood not exceed 200ha at any time.
- g) The Report further states that in terms of feasibility the mining option has higher returns for the economy compared to the agricultural option.
- h) According to the studies in the EIR the proposed wetland ecosystems for the offset, offsite, onsite set-aside's would be adequate for the Catchment Management, protection and rehabilitation thereof.

4. Findings

After consideration of the information and factors listed above, the Department made the following findings: (9)

17/2/3N-131



- a) According to the Environmental Impact Report, all necessary services at the capacity required by the proposed development are currently available, and no additional capacity has to be created to cater for the development.
- b) According to the Environmental Impact Report, the proposed development is considered to be economically sustainable and could improve ecological systems in the 50km radius of the site by the proposed offsite offsets and the onsite set-aside areas.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the proposed activity will not conflict with the general objectives of integrated environmental management as laid down in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated for to acceptable levels. Authorisation is accordingly granted.





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Appendix E: Public Participation Process

- 1. Site Notice
- 2. Placement of Site Notices
- 3. Newspaper Tear-sheet
- 4. Comments and Responses



SECTION 34 PERMIT CONSULTATION PROCESS FOR BUILDINGS ON PORTION 23 OF THE FARM BLYVOORUITZICHT 383 JT, AND FARM ZOEKOP 1222 JS IN MPUMALANGA PROVINCE, SOUTH AFRICA

Exxaro Coal (Pty) Ltd (Exxaro) is currently developing the Belfast Implementation Project (BIP), an open-pit coal mine 10 km southwest of Belfast, 45 km east of Middleburg and 30 km north of Carolina in the Mpumalanga Province. The BIP will be implemented across two farms: Portion 23 Blyvooruitzicht 383 JT, and Farm Zoekop 1222 JS. Exxaro currently owns the surface rights to these properties. The farms include five buildings which are older than sixty years. These buildings need to be demolished before mining commences.

Digby Wells Environmental has been appointed by Exxaro to undertake a Destruction Permit Application process for the demolition of structures on Portion 23 of the Farm Blyvooruitzicht 383 JT, and Farm Zoekop 1222 JS in accordance with Section 34 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) (NHRA) and the NHRA Regulations as well as all applicable local by-laws and regulations.

NOTICE IS HEREBY GIVEN THAT DIGBY WELLS WILL BE UNDERTAKING THE FOLLOWING:

 Public consultation for the Section 34 Destruction Permit Application in accordance with the NHRA.

Interested and Affected Parties (I&APs) are invited to participate by registering as Stakeholders to supply relevant information that may assist with the process and be supplied with relevant project information.

COMMENTING PERIOD FOR S. 34 PERMIT							
Start of public commenting period	18 June 2018		End of public commenting period	18 July 2018			
Location of BID and I&AP Registration form		http://www.theheritageportal.co.za/notices http://www.digbywellsdocs.com/PublicDocuments/					

TO REGISTER AS AN I&AP OR TO REQUEST A COPY OF THE BID, PLEASE CONTACT:

Ms. Nondumiso Gwala

Digby Wells Environmental

Private Bag X10046, Randburg, 2125

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

Email: sh@digbywells.com

Any interested and affected parties who wish to comment are also invited to contact, in writing:

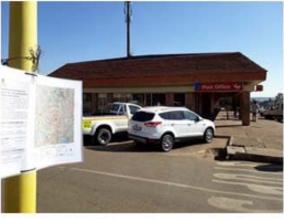
The Mpumalanga Provincial Heritage Resources
Authority (MPHRA)

Email: BModuka@mpg.gov.za

Refer to Plan 1	LOCATION OF STRUCTURES ON PORTION 23 OF THE FARM BLYVOORUITZICHT 383 JT, AND FARM ZOEKOP 1222 JS						
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Site Notices

























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Index

070 - 085 300 - 319 **MOTORS** PERSONAL 102 - 126 HEALTH 140 - 146

HOLIDAY ACCOMMODATION & LEISURE

ENTERTAINMENT 180 - 183 200 - 240 **MISCELLANEOUS** MOTOR SERVICES 331 - 338 ADULT ENTERTAINMEN BUSINESS 400 - 413 425 - 438 PROPERTY **ACCOMMODATION** 560 - 575 STAFF VACANCIES 601 - 654

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LEGALS

GLYNIS (neè Silver)

Our dearly beloved Glynis passed away peacefully on Saturday, 9 June. Saturday, 9 June. She will always be loved and dearly missed by her heartbroken husband Antony, son Eoin, daughter-in-law Caroline, mother Julie, sister Nicky, brother Howard, brother-in-law Mike, sister-in-law Michielle, and Uncle and Aunt Mike and Connie Sher.

WILLIAMS LESLEY ANN Sister to lan and Kevin, sister-in-law to Dirk, aun to Kyle, Nadezna and Laurent, passed away 12 June 2018. Fly high darling Les.

A wake will be on the 23rd of June 2018 at 2 pm, Primrose Bowling Club, 4 Bluebell Avenue, Primrose.

For more information please contact lan on 083 654 6325.

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grandmother, sister and aunt, she is dearly missed by Simon,

Nicole, Karen, James and grandchildren, as well as Megan, Gina, Douglas and all those who knew her.

A memorial service is

Amemorial service is being held in her memory on Saturday 23rd June 2018 at the Rainbow Room, The Johannesburg Country Club, 1 Napier Rd, Auckland Park. Time 10:30 for 11:00

Please, no flowers, rather make a donation in her memory to Hospice, Wits (Standard Bank, Account 201658186, Branch code 004105).

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OANS **SECTION 34 PERMIT CONSULTATION PROCESS FOR BUILDINGS ON PORTION** 23 OF THE FARM BLYVOORUITZICHT

383 JT, AND FARM ZOEKOP 1222 JS IN MPUMALANGA PROVINCE, SOUTH AFRICA Exxaro Coal (Pty) Ltd (Exxaro) is currently developing the Belfast Implementation Project (BIP), an open-pit coal mine 10 km southwest of Belfast, 45 km east of Middleburg and 30 km north of Carolina in the Mpumalanga Province. The BIP will be implemented across two farms: Portion 23 Blyvooruitzicht 383 JT, and Farm Zoekog 1222 JS. Exxaro currently owns the surface rights to these properties. The farms include five buildings which are older than sixty years. These buildings need to be

demolished before mining commences. Digby Wells Environmental has been appointed by Exxaro to undertake a Destruction Permit Application process for the demolition of structures on Portion 23 of the Farm Blyvooruitzicht 383 JT, and Farm Zoekop 1222 JS in accordance with Section 34 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) (NHRA) and the NHRA Regulations as well as all applicable local by-laws and regulations

Any Interested and Affected Parties (I&APs) who wish to comment on the Application are invited to do so in writing to: The Mpumalanga Provincial Heritage Resources Authority (MPHRA): **BModuka@mpg.gov.za** and Digby Wells Environmental (Ms. Nondumisc Gwala) at Tel: (011) 789 9495; Fax: (011) 069 6801 or Email: **sh@digbywells.com**.

Commenting period for S.34 Permit

Start of public commenting period: 18 June 2018 End of public commenting period: 18 July 2018 Location of BID and I&AP Registration form: http://www.theheritageportal.co.za/notices http://www.digbywellsdocs.com/PublicDocuments/ DIGBY WELLS

Prospective tenderers are invited to tender for the following: NWU TR345/2018VTC - FACILITATION AND PRESENTATION OF RAG 2018 AT THE

NORTH-WEST UNIVERSITY, VAAL TRIANGLE CAMPUS

Tender documents can be obtained by sending an email to the undermentioned person

Closing date: Closing time:

Thursday, 28 June 2018 12:00

Building 19, Hendrik van Eck Boulevard, Vanderbijlpark

Contact details: frikkie.herbst@nwu.ac.za The University reserves the right to accept any tender,

irrespective of price, or no tender at all.

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Legals

OF A LICENCE APPLICATION IN TERMS OF THE PETROLEUM PRODUCTS ACT, 1977

(ACT NO. 120 OF 1977)

Ihis notice serves to inform parties that may be interested or affected that KANELE INDA TRADING AND INVESTMENTS (PTY) LTD, hereinafter referred to as "THE APPLICANT", has

for a WHOLESALE LICENCE

KUSMUSDAL
CENTURION
The purpose of the application is for the applicant to be granted a

ense to undertake troleum wholesale tivities as detailed in the plication. Arrangements viewing the application cumentation can be

roducts by: Tel: (012) 406-7661; or Fax: (012) 323-5840; or

pitumelo.Muyengwa@

energy.gov.za
Any objections to the issuing of a license in respect of this application, which must clearly quote the application number above, must be lodged with the Controller of Petroleum

this notice. Such

the following physical o

oostal address: PHYSICAL ADDRESS:

192 Visagie Stree

POSTAL ADDRESS

ivate Bag X96

Pretoria, 0001 (STAR 10937859)

he Controller of Pet

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Applicants must have excellent leadership, motivation and communication skills (both written and verbal - English and German), be highly numerate and able to analyse statistical and trading information and data and the ability to work at both a detailed and strategic level

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Court Orders

SIPHO MAILA

CASE NO: 36658 / 18 **NOTICE IN RESPECT** OF A LICENCE
APPLICATION IN TERMS
OF THE PETROLEUM
PRODUCTS ACT, 1977
(ACT NO. 120 OF 1977)
This potice serves to inform IN THE HIGH COURT OF SOUTH AFRICA, GAUTENG LOCAL DIVISION, PRETORIA

Business

Licence

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interested or affected that ANOLABASE (PTY) LTD BLACK GINGER 248 (PTY) LIMITED nereinafter referred THE APPLICANT" a RETAIL LICENCE

LONEHILL EXT. 9
TOWNSHIP
371 LONEHILL
BOULEVARD
LONEHILL MOSES MORULANE JOHANNESBURG JOHANNESBURG
The purpose of the application is for the applicant to be granted a license to undertake petroleum retailing activities as detailed in the application. Arrangements for viewing the application documentation can be made by contacting the **MEMBERS OF WARD 77** BUSINESS FORUM (Third Respondent

NOTICE OF SET DOWN BE PLEASED TO TAKE NOTICE that the above matter is set down for the hearing before the above Honourable Court on 10th day of July at 09H30 in in rewing tine application can be made by contacting the Controller of Petroleum Products by:

• Tel: (012) 406-7661; or
• Fax: (012) 323-5840; or
• E-mail: Mpho.Kupane@enerov.gov.za

 E-mail: Mpho. Kupane@ energy.gov.za
 Any objections to the issuing of a license in respect of this application, which must clearly quote the application number above, must be lodged with the Controller of Petroleum Products within a period of DATED AT JOHANNESBURG ON THIS THE 14TH DAY OF JUNE SHABAN CLARKE COETZEE s for the Applican

Products within a period of twenty (20) working days from the date of publication of this notice. Such objection must be lodged at Tel: (011) 442-8400 Fax: (011) 442-8812 soria@shabanclark.co.za Ref: Mrs S Coetzee/JB/I223 he following physical C/O LEGAL POSTBOX 462B Queen's Crescer postal address: PHYSICAL ADDRESS: Petroleum Products Department of Energy 192 Visagie Street Protorio POSTAL ADDRESS: TO: THE REGISTAR OF THE The Controller of Petroleum Products Department of Energy Private Bag X96 Pretoria, 0001

9

ABOVE HONOURABLE COURT - PRETORIA AND TO: SIPHO MAILA First Responde Per electronic siphomaila77@gmail.com 079-461-5889

Second Respo 076-053-8287 AND TO: MEMBERS OF WARD 77 BUSINESS FORUM Third Respondent Per electronic mail: siphomaila77@gmail.com (STAR 10937409)

MOSES MORULANE

Creditors/ **Debtors**

WILLIS A. J. H.

713

Sale In

Execution

CASE NO: 3939/2018

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF JOHANNESBURG NORTH HELD RANDBURG

MAISPACE PROPERTY MANAGEMENT (PTY) LTD

AMANDA ROSEMARY

(Execution Debtor

MAGDALENA CATHARINA VAN NIEKERK

NOTICE OF SALE IN EXECUTION

IN COMPLIANCE with the

IN COMPLIANCE with the ruling from the Gauteng Rental Housing Tribunal on 3 November 2017 and the order granted in terms of section 32 of the Magistrate's Court Act 32 of 1944 as amended, on 19th of April 2018, the undermentioned goods will be sold in

April 2018, the undermen-tioned goods will be sold in execution on WEDNES-DAY, 4th OF JULY 2018 at 11H00 at the Sheriff's Of-fice at 24 RHODES STREET, KENSINGTON B, RAND-

BURG to the highest bidde without warranties or rep

EXECUTION DEBTORS' RIGHT, TITLE AND INTER-EST IN AND TO: -

1 wooden side board 1 dining room table and 8

chairs x1 wooden display cabinet with chest drawer x1 leather 4 seater couch

piece tv stand with

2 leather black couches 3 bar stools

x1 microwave x1 KIC Fridge x1 Defy washing machine x1 Westpoint Food Warmer x1 Coffee Table x1 Massage Bed

STRICTLY CASH AND SHOULD VAT BE PAYABLE IN RESPECT OF THE SALE, IT SHALL BE PAYABLE BY THE PURCHASER.

SIGNED AT KRUGERS-DORP ON THIS 13th DAY OF JUNE 2018.

MJK ATTORNEYS

****rnevs for Execution

el: 011 90-, _ _ eax: 0866599972 ---- C VISSER/cc/

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ESTATE OF THE LATE WILLIS: ALBERT JOHN HENRY. ESTATE NO: 7914/ 2018, PROV-INCE: GAUTENG, DATE OF BIRTH: 1934-03-22, I.D. NO: 340322 5025 082, LAST ADDRESS, UNIT 29, DOUGLASDALE RETIREMENT VILLAGE, 28 REIHEMENT VILLAGE, 28
GALLOWAY AVENUE
DOUGLASDALE, 2191
DATE OF DEATH: 2017-1104. SURVIVING SPOUSE
ANNE WILLIS. DATE OF
BIRTH: 1943-09-02. I.D BIRTH: 1943-09-02. I.D. NO: 430902 0021 086. MASTER'S OFFICE: JOHANNESBURG. All persons having claims against the above mentioned estate must lodge it with the Executor concerned within 30 days from date of publication hereof.

AUTHORISED EXECUTOR C. J. DE JAGER Chris de Jager Attorneys Postnet Suite 207, Private Bag X4, Wierda Park,0149 Tel: 081 212 2419 (STAR 10937940)

710 Miscellaneous

ARC ELECTRICAL CONTRACTORS SA CC PLEASE TAKE NOTE THAT HENNIG WILLERS intend making application to the Registrar of Companies, for the restoration of ARC Electrical Contractors SA CC, Registration Number: 2008/221746/23.

BE PLEASED to take notice further that any objection to urther that any objection to the application must be odged with the Registrar of Companies within twenty-one (21) days of the

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Category	Comment Raised	Contributor	Date	Method	Response
SECTION 24 PERMIT CONSULTATION PROCESS	In the Star newspaper issue dated Monday, 18th May 2018 we were invited to raise comments. We do not have any qualms with the mining company being granted the destruction permit if compliant with applicable legislation, but we humbly request the Mpumalanga Provincial Heritage Resources Authority to attach the following conditions: 1. That the mining company is required to formulate the Exxaro Air Pollution Trust Fund that is aimed to pay for the medical expenses of the employees of the applicant company and people in the mining areas of operation of the company who suffer from illnesses associated with coal and dust air pollution including but not limited to TB, lung cancer, bronchitis and other cardiopulmonary diseases. The Deed of Trust attached hereinafter can be used by the company. 2. Compensation of house owners in the areas of operation of the mining company in the event their houses are affected by blasting, 3. Compliance with Broad Based Black Economic Empowerment (BBBEE) and 4. Lodging of Broad Based Black Economic Empowerment Plan. The aforesaid measure is pursuant to Section 24(b) of the Constitution Act 200 of 1993 that welcomes legislative and other measures designed to protect the environment for the benefit of the current and future generations. It is also in tandem with Section 11 of the Constitution that states that everyone has a right to life. The aforesaid condition is necessary because the coal mines will operate within the radius of residential areas. The coal mine pollutants like dust, methane, particulate matter, sulphur dioxide, mercury and carbon emissions will add to the 2 700 premature deaths of people that are recorded in our beloved Republic. The houses of our people will also crack as a result of blasting. These may lead to fatalities as the houses may collapse. It is also the nature and purport of Broad Based Black Economic Empowerment Act, Act 53 of 2003.	Zenani France Sibanyoni- Jiyane	19 June 2018	Email	Thank you for your comment. It has been noted and will be forwarded to MPHRA for their consideration.