



**mineral resources
& energy**

Department:
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

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Tel: 053 807 1722 Fax: 053 832 5671 Email: Tshifhiwa.mukwevho@dmr.gov.za **From: Mineral
Regulation Enquiries: T Mukwevho**

Ref: NC 30/5/1/1/2/12852PR

Per Registered Mail

The Directors
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Sir/Madam

**APPLICATION FOR A PROSPECTING RIGHT IN TERMS OF SECTION 16
OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT,
2002 AS AMENDED BY SECTION 12 OF ACT 49 OF 2008 AND
ENVIRONMENTAL AUTHORIZATION IN TERMS OF NATIONAL
ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AS
AMENDED: EZELSFONTEIN 214 (REMAINDER, PORTION 3, 4, 5,6,7,8,10)
SITUATED WITHIN THE ADMINISTRATIVE DISTRICT OF NAMAQUALAND.**

APPLICANT: ORION EXPLORATION NO 6 (PTY) LTD

This is to inform you that your application for a prospecting right in terms of section 16 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) ("Act") as amended and the Environmental Authorization in

line with NEMA Regulations to prospect for Beryllium Ore, Bismuth, Chrome, Cobalt, Gold Ore, Heavy Minerals Iron, Lead, Molybdenum, Monazite, Nickel, Niobium, Phosphate, Platinum Group Metals , Pyrite, Rare earths, Rutie, Silver, Sulphur, Sulphur in Pyrite, Tantalum, Tin, Uranium, Vanadium, Zinc Ore, zirconium Copper and Tungsten has been accepted

1. In terms of section 12 (d) of the Act, you are directed to comply with the following instructions:

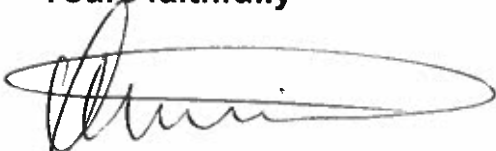
- a. Upload on to **SAMRAD** system and **Submit** the relevant environmental reports (Basic Assessment Report) required in terms of chapter 5 read with Regulation 19(1) of the National Environment Management Act, 1998.
- b. Notify and consult with the landowner, lawful occupier and any interested and affected party and include the result of the consultation in the environmental reports in line with Regulation 41(2) read with Section 24J of National Environment Management Act, 1998.
- c. Lodge an application in terms of National Water Act, 1998 (Act 36 of 1998) with the Department of Water Affairs with immediate effect.

2. Be advised that the Minister may having regard to the type of mineral concerned and the extent of the proposed prospecting project, direct the applicant to give effect to the objects of the section 2(d) of the Act. To comply with section 2(d), read together with 17(4) you are thus directed to submit the following documents on or before the 28th of September 2021.

- a. Duly signed shareholders' agreements with your empowerment partner in which provision **shall** be made for entrepreneurs, local community, and employees,
- b. Share certificates,
- c. Details relating to the equity by the BEE shareholders, and

- d. Any other agreement relating to the BEE shareholding including the voting pool agreement where applicable.
3. Further note that the acceptance of your application does not grant you the right to commence with prospecting activities. It only signifies that your application will be processed, evaluated and the Minister or his delegate will decide within 197 days from the date of lodgement of your application.
 4. Your attention is drawn to the provisions of section 17(1)(e) of the MPRDA, which provide that the minister may grant an application for a prospecting right if the application for a prospection right if the applicant is not in contravention of any relevant provision of this Act. Section 19(2) (f) places an obligation on the holder of prospecting right to pay the prescribed fees as per regulations 76 of the MPRDA.
 5. You are therefore reminded to ensure that payment of all prospecting fees for all the prospecting rights that you hold are up to date falling which this may have a negative impact on the outcome of your current application.

Yours faithfully



**REGIONAL MANAGER:
MINERAL REGULATION
NORTHERN CAPE REGION
DATE:17th August 2021**