

**PROPOSED MINING ON A PORTION OF LESSEYTON
FARM 81, QUEENSTOWN, WITHIN THE CHRIS HANI
MUNICIPAL DISTRICT OF THE EASTERN CAPE
PROVINCE**

COMMENTS AND RESPONSE REPORT

DEPARTMENTAL REFERENCE NUMBER: EC 30/5/1/3/2/10498 MP

MAY 2019



NOTIFICATION OF APPLICATION TO STAKEHOLDERS AND I&APS DURING INITIAL PUBLIC PARTICIPATION PHASE

COMMENTING PERIOD: 6 MARCH – 12 APRIL 2019

During the initial public participation process the stakeholders and I&AP's were informed of the project by means of background information documents/pamphlets that were sent or hand delivered directly to the contact persons. A 30-days commenting period was allowed which expired on 12 April 2019. The following table provides a list of the I&AP's and stakeholders that were informed of the project:

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Cira Ngetu	Department of Economic Development, Environmental Affairs and Tourism	cira.ngetu@deaet.ecape.gov.za	6 March 2019	No Comments Received
Mr J Mhlomi	Department of Transport	angie.majongile@dot.ecprov.gov.za	6 March 2019	No Comments Received
Mrs ZB Makina	Department Of Rural Development and Agrarian Reform	zoleka.makina@drdar.gov.za	6 March 2019	No Comments Received
Mr Babini Mbewu	Department of Rural Development and Land Reform	babini.mbewu@drdlr.gov.za	6 March 2019	No Comments Received
Me P Balekile	Department of Rural Development and Land Reform – Land Claim Enquiry	Phiwokuhle.balekile@drdlr.gov.za	8 March 2019	No Comments Received

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Yawa	Department of Labour	mzie.yawa@labour.gov.za	6 March 2019	No Comments Received
Ms P Makhanya	Department Of Water and Sanitation	MakhanyaP@dwa.gov.za	6 March 2019	No Comments Received
Mr MD Qwase	Department of Public Works	thandiswa.gqeke@ecdpw.gov.za	6 March 2019	No Comments Received
Mr Moppo Mene	Chris Hani District Municipality	mmene@chrishanidm.gov.za	6 March 2019	No Comments Received
Mr S Nomandela	Enoch Mgijima Local Municipality	snomandela@enochmgijima.gov.za	6 March 2019	No Comments Received
Councillor Johannes Christoffel de Wet	Enoch Mgijima Local Municipality Ward 10	kalkfonteinqtn@gmail.com	6 March 2019	No Comments Received
Councillor Unathi Carlos Mlindazwe	Enoch Mgijima Local Municipality Ward 18	carlosmlindazwe@gmail.com	6 March 2019	No Comments Received

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Ntandazo Matika	Department of Education	ntandazo.matika@ecdoe.gov.za	8 March 2019	No Comments Received
Me Chumisa Njingana	SANRAL	njinganac@nra.co.za	6 March 2019	1 April 2019

Comments received from SANRAL on 1 April 2019:

“The South African Roads Agency SOC Limited (SANRAL) has the following comments with regards to the above:

- ❖ No structure shall be erected closer than 30 meters from the national road reserve fence and 500 metres from any point of intersection.
- ❖ If access is required from the National Road N6, an approval from SANRAL is required, otherwise access can be obtained from the nearest numbered route.
- ❖ The developer will accordingly be required to establish and maintain a pedestrian proof brick/concrete wall along the full extent of the development to prevent pedestrian access onto the N6.
- ❖ Only where drainage crosses the boundary wall, a non-solid boundary is accepted. Any future negative impacts in this regard will be considered to be the responsibility of the developer to correct.
- ❖ SANRAL shall not be held liable should it be found at any future time that noise emanating from the national road, presents a problem in the development adjacent to the national road.
- ❖ All storm water discharged or diverted from the national road shall be received and disposed of. A drainage plan has to be submitted to this office for consideration.
- ❖ No advertising shall be directed or displayed to be visible from the national road during the development or construction of this development. All advertising shall be subject to SANRAL’s approval.
- ❖ A formal application together with the plans of the proposed establishment must be submitted to SANRAL for approval.
- ❖ Construction of all work may only commence after a written approval has been obtained by SANRAL.”

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Response from Greenmined to SANRAL on 2 April 2019:</p> <p>Greenmined acknowledged receipt of the comments and confirmed that SANRAL was registered as an I&AP on the project. Further to this Greenmined asked Me Njingana to clarify some of the above listed conditions:</p> <p>“With reference to the Komani Quarry SANRAL comments, can you please provide clarity on the following points:</p> <ul style="list-style-type: none"> ❖ <i>The developer will accordingly be required to establish and maintain a pedestrian proof brick/concrete wall along the full extent of the development to prevent pedestrian access onto the N6.</i> <p>The proposed mining area lays ±580 m south-west from the N6, and due to the topography of the landscape direct access to the proposed mining area from the N6 is highly unlikely. The current mining area of Queenstown Quarry is fenced from the road (N6) by an existing cattle fence. Access to the proposed mining area will be from the existing turnoff from the N6 into Queenstown Quarry (existing formal access) and no new access will be required (see satellite image attached). In light of this, can you please clarify whether, and if so why, the above listed comment is applicable to this specific project?</p> <ul style="list-style-type: none"> ❖ <i>A formal application together with the plans of the proposed establishment must be submitted to SANRAL for approval.</i> <p>In light of the above, and the fact that the mining area will be reached via an existing entrance from the N6 can you please indicate what application this comment refers to? And if applicable to this application, can you please provide me with a copy of the application form?</p> <p>We look forward to your response. Please do not hesitate to contact me in the event of any uncertainties.”</p>				
<p>Response from SANRAL on 12 April 2019:</p> <p>“With regards to the access from an existing access, then the wall will not apply, however an application needs to be submitted as the already existing access was not made to accommodate the proposed quarry.”</p>				

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
SAHRIS on-line system	SAHRA	www.sahris.org.za	6 March 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES				
TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr MD Qwase	Department of Public Works on behalf of the Department of Rural Development and Agrarian Reform (landowner)	thandiswa.gqeke@ecdpw.gov.za	6 March 2019	No Comments Received
Lesseyton community leaders or representatives: ❖ Me T Bongani ❖ Me L Buller ❖ Me A Christin ❖ Me M Joka ❖ Mr X Joka ❖ Mr Z Louw ❖ Mr M Ma-Awu ❖ Mr N Matyen ❖ Mr A Mbalula ❖ Mr K Mbalula	Lesseyton Community	Hand delivered	13 March 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<ul style="list-style-type: none"> ❖ Mr T Natlanin ❖ Mr N Nganjane ❖ Mr Fezile Ngonyama ❖ Mr ZB Tonga ❖ Mr O Zibaya ❖ Mr Z Zibaya 			16 April 2019	No Comments Received
Mr Greyvenstein	Portion 0 (Remaining Extent) of the farm Doornhoek 177	0824425167 P.O. Box 419, Queenstown, 5320	14 March 2019	No Comments Received
Mr T Visser	Portion 0 (Remaining Extent) of the farm Weltevreden North 175	vivaqueenstown@yahoo.com	26 March 2019	No Comments Received
Mr I McEwan	Civil and General CC	accounts@glenside.co.za	11 March 2019	11 April 2019

Comments received from Mr McEwan:

“We refer to the correspondence received on 11 March 2019 regarding the above mentioned mining permit application. We advise that we do not have any objections to the application.

Comments:

Regarding comments on the application we advise as follows:

- ❖ Due to the proximity of the mining area to our offices all blasting should be done according to the limits of the USBM standards. This will limit the effects of the blasting on our office structures.

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<ul style="list-style-type: none"> ❖ A vibro recorder to be used to record all blasts. ❖ We must be notified in advance of any blasting to take place.” 				
<p>Response to Mr and Mrs McEwan from Greenmined on 11 April 2019:</p> <p>“Greenmined herewith acknowledge receipt of and thank you for the comments submitted with regard to the mining permit application on the farm Lesseyton 81, submitted by Komani Quarry (Pty) Ltd.</p> <p>We have registered you as interested and affected parties and will hence forth keep you posted on the progress of the application as well as provide you with the opportunity to comment on the environmental impact assessment documents. Your comments were incorporated into the draft basic assessment report that will shortly be distributed for comments.</p> <p>We trust you find this in order. Please do not hesitate to contact me in the event of any uncertainties.”</p>				
Mr M Green	Portion 31 of the farm Weltevreden North 175	Hand delivered	13 March 2019	No Comments Received
Mr L Nel	Portion 46 of the farm Weltevreden North 175	Hand delivered	13 March 2019	No Comments Received
Mrs Yvette Edwards	Portion 8 of the farm Adanja 174	yvettee06@gmail.com	14 March 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr L Moorcroft	Portion 0 (Remaining Extent) of the farm Providence 149	moorcroft@nokwi.co.za	25 March 2019	No Comments Received
Mr A Green	Portion 38 of the farm Weltevreden North 175	Hand delivered	13 March 2019	No Comments Received

SUMMARY OF INITIAL PHASE PARTICIPATION PROCESS

The I&AP's and stakeholders were informed of the proposed project through:

- ❖ telephonic discussions;
- ❖ hand deliveries of information pamphlets to surrounding landowners and community leaders;
- ❖ direct communication with background information documents (email, registered mail);
- ❖ placement of on-site notices (two English and one Xhosa), and
- ❖ placement of an advertisement in The Rep.

To date the following I&AP's and stakeholders commented on the project:

- ❖ Mr I McEwan (Civil and General CC); and
- ❖ SANRAL.

Although the Department of Land Affairs were contacted numerous times, they did not yet confirm whether a land claim has been lodged on their database in respect of Lesseyton 81.

See attached as Appendix F2 proof of the correspondence with the I&AP's and stakeholders during the public participation process.

NOTIFICATION OF DRAFT BASIC ASSESSMENT REPORT TO STAKEHOLDERS AND I&APS DURING SECOND PHASE PUBLIC PARTICIPATION

COMMENTING PERIOD: 16 APRIL – 20 MAY 2019

During the second public participation phase the stakeholders and I&AP's were informed of the availability of the draft basic assessment report by means of email notifications, letters, electronic- and hard copies that were sent or hand delivered directly to the contact persons. A 30-days commenting period was allowed which expired on 20 May 2019. The following table provides a list of the I&AP's and stakeholders that were informed of the availability of the DBAR:

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Cira Ngetu	Department of Economic Development, Environmental Affairs and Tourism	cira.ngetu@deaet.ecape.gov.za	16 April 2019	No Comments Received
Mr J Mhlomi	Department of Transport	angie.majongile@dot.ecprov.gov.za	16 April 2019	No Comments Received
Mrs ZB Makina	Department Of Rural Development and Agrarian Reform	zoleka.makina@drdar.gov.za	16 April 2019	No Comments Received
Mr Babini Mbewu	Department of Rural Development and Land Reform	babini.mbewu@drdlr.gov.za	16 April 2019	No Comments Received

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Me P Balekile	Department of Rural Development and Land Reform – Land Claim Enquiry	Phiwokuhle.balekile@drdlr.gov.za	16 April 2019	No Comments Received
Mr Yawa	Department of Labour	mzie.yawa@labour.gov.za	16 April 2019	No Comments Received
Ms P Makhanya	Department Of Water and Sanitation	MakhanyaP@dwa.gov.za	16 April 2019	No Comments Received
Mr MD Qwase	Department of Public Works	thandiswa.gqeke@ecdpw.gov.za	16 April 2019	No Comments Received
Mr Moppo Mene	Chris Hani District Municipality	mmene@chrishanidm.gov.za	16 April 2019	No Comments Received
Mr S Nomandela	Enoch Mgijima Local Municipality	snomandela@enochmgijima.gov.za	16 April 2019	No Comments Received
Ms Noxolo Fatuse	Enoch Mgijima Local Municipality	fatusenoxolo@gmail.com	-	24 April 2019

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Ms Fatuse requested a copy of the DBAR on behalf of the EMLM.				
Greenmined sent an electronic copy of the DBAR to the EMLM on 24 April 2019, and Ms Fatuse confirmed that the document will be downloaded from the Greenmined website. To date no additional comments were received from EMLM.				
Councillor Unathi Carlos Mlindazwe	Enoch Mgijima Local Municipality Ward 18	carlosmlindazwe@gmail.com	16 April 2019	No Comments Received
Mr Ntandazo Matika	Department of Education	ntandazo.matika@ecdoe.gov.za	16 April 2019	No Comments Received
Me Chumisa Njingana	SANRAL	njinganac@nra.co.za	16 April 2019	No Comments Received
SAHRIS on-line system	SAHRA	www.sahris.org.za	16 April 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr MD Qwase	Department of Public Works on behalf of the Department of Rural Development and Agrarian Reform (landowner)	thandiswa.gqeke@ecdpr.gov.za	16 April 2019	No Comments Received
Mr Tony Odwa Zibaya	Lesseyton Community	Hand delivered	24 April 2019	No Comments Received
Mr Greyvenstein	Portion 0 (Remaining Extent) of the farm Doornhoek 177	0824425167 P.O. Box 419, Queenstown, 5320	16 April 2019	No Comments Received
Mr T Visser	Portion 0 (Remaining Extent) of the farm Weltevreden North 175	vivaqueenstown@yahoo.com	16 April 2019	No Comments Received
Mr I McEwan	Civil and General CC	accounts@glenside.co.za	16 April 2019	No Comments Received
Mr M Green	Portion 31 of the farm Weltevreden North 175	Hand delivered	7 May 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr L Nel	Portion 46 of the farm Weltevreden North 175	Hand delivered	29 April 2019	No Comments Received
Mrs Yvette Edwards	Portion 8 of the farm Adanja 174	yvettee06@gmail.com	16 April 2019	No Comments Received
Mr L Moorcroft	Portion 0 (Remaining Extent) of the farm Providence 149	moorcroft@nokwi.co.za	16 April 2019	No Comments Received
Mr A Green	Portion 38 of the farm Weltevreden North 175	Hand delivered	7 May 2019	No Comments Received
Mr Sibabalwe Nwelende	Transnet	sibabalwe.nwelende@transnet.net	16 April 2019	No Comments Received

SUMMARY OF SECOND PUBLIC PARTICIPATION PHASE

No additional comments were received from stakeholders or I&AP's during the second phase public participation process and the final Basic Assessment report and Environmental Management Programme were subsequently compiled.

See attached as Appendix F2 proof of the correspondence with the I&AP's and stakeholders during the public participation process.

-END OF COMMENTS AND RESPONSE REPORT-