

# **MAKHANDA MINING (PTY) LTD**

**PROPOSED MINING RIGHT TO MINE BALL CLAY, CLAY (GENERAL),  
GRAVEL, KAOLIN, AND AGGREGATE FROM A PORTION 3 OF THE  
FARM THE ORCHARDS NO 233, MAKANA MAGISTERIAL DISTRICT,  
EASTERN CAPE**

## **COMMENTS AND RESPONSES REPORT**

**DEPARTMENT REFERENCE NUMBER:**

*EC 30/5/1/2/2/10069 MR*

**NOVEMBER 2023**



## NOTIFICATION OF MINING RIGHT APPLICATION AND DRAFT SCOPING REPORT TO STAKEHOLDERS AND I&APS DURING PUBLIC PARTICIPATION

*COMMENTING PERIOD: 25 OCTOBER – 24 NOVEMBER 2023*

The relevant stakeholders and I&AP's were informed of the mining right application by means of an advertisement in the Daily Dispatch, and on-site notices that were placed at the entrance to the farm and the Makana Library. A notification letter inviting comments on the DSR over a 30-days commenting period (ending 24 November 2023) was also sent to the landowner, neighbouring landowners, stakeholders, and I&AP that may be interested in the project. The comments received on the DSR were incorporated into the FSR to be submitted to the DMRE for consideration. Thus far, comments were only received from ECPHRA and the Commission on Restitution of Land Rights. Also refer to Appendix 11.2 for the proof of public participation conducted thus far. The following table provides a list of the I&AP's and stakeholders that were informed of the project:

<b>STAKEHOLDERS</b>			
<b>TITLE, NAME AND SURNAME</b>	<b>AFFILIATION/KEY STAKEHOLDER STATUS</b>	<b>CONTACTED DATE</b>	<b>RESPONSE RECEIVED</b>
Mr Moppo Mene	Makana Local Municipality	25 October 2023	No Comments received
Mr Wandisile Matina	Makana Local Municipality Ward 13	25 October 2023	No Comments received
Me Unathi Daniels	Sarah Baartman District Municipality	25 October 2023	No Comments received

**STAKEHOLDERS**

<b>TITLE, NAME AND SURNAME</b>	<b>AFFILIATION/KEY STAKEHOLDER STATUS</b>	<b>CONTACTED DATE</b>	<b>RESPONSE RECEIVED</b>
Mr. Cira Ngetu	Department of Economic Development, Environmental Affairs and Tourism Queenstown	25 October 2023	No Comments received
Mr. Briant Noncembu	Department of Economic Development, Environmental Affairs and Tourism East London	25 October 2023	No Comments received
Mr Yawa	Department of Labour	25 October 2023	No Comments received
Mrs ZB Makina	Department Of Rural Development and Agrarian Reform	25 October 2023	No Comments received
Mr Babini Mbewu	Department Of Rural Development and Land Reform	25 October 2023	No Comments received
Mr J Mhlomi	Department Of Transport	25 October 2023	No Comments received
Me Molepo Khuthadzo	Department Of Water and Sanitation	25 October 2023	No Comments received
Mr MD Qwase	Department of Public Works	25 October 2023	No Comments received

**STAKEHOLDERS**

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACTED DATE	RESPONSE RECEIVED
Mr Aphelele Tomsana	Eskom	25 October 2023	No Comments received
Chumisa Njingana	SANRAL	25 October 2023	No Comments received
Z Bolana	Commission on Restitution of Land Rights	18 October 2023	23 October 2023

The Commission on Restitution of Land Rights responded that the Commission is not currently aware of a land claim registered on Portion 3 of the farm The Orchards No 233.

Mr. Ayanda Mncwabe-Mama	Eastern Cape Provincial Heritage Resources Authority	25 October 2023	20 November 2023
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ECPHRA provided the following final comments in terms of Section 38(4/8) of the NHRA, 1999:

“The matter was tabled at the Archaeology, Palaeontology and Meteorites Committee meeting held on 16 November 2023. The proposed development may proceed as proposed, provided that the recommendations by the heritage specialists are adhered to including the chance finds protocol.

ECPHRA further requests:

- Monitoring reports for this development, and
- Details of the specialist to conduct training for the ECO.”

**STAKEHOLDERS**

<b>TITLE, NAME AND SURNAME</b>	<b>AFFILIATION/KEY STAKEHOLDER STATUS</b>	<b>CONTACTED DATE</b>	<b>RESPONSE RECEIVED</b>
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The requirements of ECPHRA will be incorporated into the EIAR and EMPR to be implemented upon approval.

**LANDOWNER AND INTERESTED & AFFECTED PARTIES**

<b>TITLE, NAME AND SURNAME</b>	<b>AFFILIATION/KEY STAKEHOLDER STATUS</b>	<b>CONTACTED DATE</b>	<b>RESPONSE RECEIVED</b>
Adrian Michael Moss	Portion 3 of The Orchards No 233	25 October 2023	No Comments received
Sean van Zyl	The Orchards No 233 Orchards Lodge	25 October 2023	No Comments received
WP Erasmus	Meadow View Trading 116 CC Farm No 599	25 October 2023	No Comments received
Johannes Antonie Diedericks	Portion 4 of Grobbelers Kloof No 334	25 October 2023	No Comments received

## SUMMARY OF FIRST PHASE PUBLIC PARTICIPATION PROCESS

The I&AP's and stakeholders were informed of the proposed project and invited to comment on the DSR through:

- ◆ telephonic discussions;
- ◆ direct notification with notification documents;
- ◆ placement of on-site notices;
- ◆ the placement of an advertisements in Daily Dispatch.

The Applicant also entered into a land use agreement with the property owner, who in principle supports the project. To date comments were only received from ECPHRA and the Commission on Restitution of Land Rights. Also refer to Appendix 11.2 for the proof of public participation conducted thus far.

**-END OF COMMENTS AND RESPONSE REPORT-**