

**PROPOSED SAND MINE ON A PORTION OF
PORTION 2 (REMAINING EXTENT) OF FARM 199
RD, CLANWILLIAM, WESTERN CAPE PROVINCE**

COMMENTS AND RESPONSE REPORT

DEPARTMENTAL REFERENCE NUMBER: WC 30/5/1/3/2/10219 MP

OCTOBER 2019



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

COMMENTING PERIOD: 4 JULY– 8 AUGUST 2019

During the Initial public participation process, the stakeholders and I&AP's were informed of the project by means of background information documents that were either delivered by hand or sent directly to the contact persons. The commenting period was allowed from 4 July – 8 August 2019. The following I&AP's, neighbours and stakeholders were informed of the project:

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Me Alana Duffell-Canham	CapeNature	aduffell-canham@capenature.co.za	4 July 2019	16 July 2019
<p>Comments received from CapeNature:</p> <p>“CapeNature would like to thank you for the opportunity to comment on the Background Information Document and wish to make the following comments:</p> <ol style="list-style-type: none"> 1. The proposed mining site is located on an area which historically supported Leipoldtville Sand Fynbos. CapeNature's updated provincial ecosystem status statistics show that Leipoldtville Sand Fynbos has less than 34% of its original extent remaining. Therefore, under criterion A1 (irreversible loss of habitat) Leipoldtville Sand Fynbos meets the criteria for listing as Endangered in terms of Section 52 of the Biodiversity Act. 2. However, the proposed mining footprint has been historically transformed by agricultural activities and there is no natural vegetation remaining on site. There is natural vegetation adjacent to the site and it is important that no mining expansion or related activities occur outside of the application footprint. 3. No new roads should be created and only the existing farm track should be used to access the site. 4. Rehabilitation should occur concurrently with mining and no more than 1ha should be exposed at any one time to reduce erosion and contaminated runoff risks. A mining block plan should be provided in the Basic Assessment Report indicating the order of mining. Timeframes should also be provided for rehabilitation. <p>CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.”</p>				

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Greenmined acknowledged receipt of the comments on 17 July 2019, registered CapeNature as a commenting authority on the project and confirmed that their comments will be incorporated into the DBAR.				
Mr Ryno Pienaar	Cape West Coast Biosphere Reserve	rynop@capebiosphere.co.za	4 July 2019	No Response Received
Mr Louis Volschenk Danné Joubert	Cederberg Local Municipality	louisv@cederbergraad.co.za	4 July 2019	4 July 2019
Danné Joubert registered the Cederberg Municipality (CLM) as an I&AP on the project and requested a copy of the DBAR.				
Greenmined acknowledged receipt of the registration on 5 July 2019 and confirmed that the CLM will be supplied with a copy of the DBAR.				
Cllr Rhoda Witbooi	Cederberg Local Municipality Ward 6	rhodaw@cederbergraad.co.za	4 July 2019	No Response Received
Mr Lutendo Mr J Smit	Department of Agriculture Forestry and Fisheries	LutendoN@daff.gov.za jans@elsenburg.com	4 July 2019	No Response Received
Me Adri La Meyer	Department of Environmental Affairs and Development Planning - Western Cape	Adri.LaMeyer@westerncape.gov.za	4 July 2019	12 July 2019

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
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Comments received from DEA&DP:

“I hereby acknowledge receipt of the e-mail dated 4 July 2019. Thank you for providing the Department with the Background Information Document. Kindly register the Department of Environmental Affairs and Development Planning as a state Department that will be commenting on the application. Kindly further provide the Department with 1 hard copy and 3 CDs of the Draft Basic Assessment Report (marked for my attention) once it is released for public comment.

Whilst the relevant commenting directorates will provide comment on the Draft BAR (via combined comment collated by myself), and potentially (as separate comment) on the BID, please find my brief comment on the BID:

I note that an Agricultural Impact Assessment will be undertaken for the mining permit application. Please be advised to submit the Notification of Intent to Develop to Heritage Western Cape before the release of the Draft BAR. Ideally, a copy of the NID should be included in the Draft BAR.

Whilst the BID indicates that the “*proposed project will not necessitate the removal of natural Leipoldtville Sand Fynbos, the removal of some indigenous vegetation may be necessary should the cultivation of the footprint cease and indigenous vegetation establish through succession.*” Will a botanical specialist be appointed to provide a botanical statement or to compile a botanical assessment, which could inform the final mine layout plan?

I note that this is the 3rd mining permit application (assumably by the same applicant) on the same property. The proposed mining permit application of 4.9ha falls just short of the need for a S&EIR process for a mining right. Without having the background to the two previous mining right applications, based on the limited information in the BID, the impression is that the applicant is trying to circumvent the process to apply for a mining right in terms section 22 of the MPRDA, 2002 by applying for separate mining permit applications of mining areas not exceeding 5ha in extent on the same site. It would be appreciated if this comment could be addressed in the Draft BAR.”

Response to DEA&DP:

“Greenmined Environmental herewith thank you for your interest in the project, and acknowledge receipt of your correspondence received 5 July 2019 with regard to the proposed mining permit application to be submitted on behalf of Smit Grondwerke (Pty) Ltd. We have registered you, on behalf of the Department of Environmental Affairs and Development Planning, as the contact person and commenting party on the project, and will henceforth keep you posted on the progress of the

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TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Environmental Impact Assessment process as well as supply you with the requested copies of the draft basic assessment report.</p> <p>In response to your comments:</p> <ul style="list-style-type: none"> ☞ We take note of your request regarding the NID, however HWC (Heritage Western Cape) already confirmed that they are familiar with the area and “<i>that since there is no reason to believe that the t proposed sand mining activities on the Remainder of Portion 2 of the Farm No 199, Clanwilliam will impact on heritage resources, no further action under Section 38 of the NHRA, 1999 is required</i>”. Proof of this will be attached the DBAR. ☞ Due to the disturbed nature of the footprint, a botanist study does not currently form part of the project proposal. ☞ Your comment regarding the mining permits on the same property is noted and will be discussed in the DBAR as requested. Please note that Smit Grondwerke (Pty) Ltd does not hold (or has held) mining permits on this property. <p>We trust you will find this in order. Please do not hesitate to contact me in the event of any uncertainties.</p>				
Mr Solly Fourie	Department of Economic Development and Tourism	ecohead@westerncape.gov.za	4 July 2019	No Response Received
Me Candice van Reenen	Department of Labour	Candice.VanReenen@labour.gov.za	4 July 2019	No Response Received
Dr. Robert Macdonald	Department of Social Development	Robert.Macdonald@westerncape.gov.za	4 July 2019	No Response Received
Me Juanita Fortuin	Department of Rural Development and Land Reform	juanita.fortuin@drdlr.gov.za	4 July 2019	No Response Received
Mr R Khan Mr L Nomjila	Department of Water and Sanitation	KhanR@dwa.gov.za Nomjila.l@dws.gov.za	4 July 2019	12 July 2019

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Leon Nomjila, from DWS, requested a site visit to look at the site and its surroundings in order to provide meaningful comments.</p>				
<p>Greenmined arranged the site visit for Mr Nomjila and the inspection took place on 25 July 2019. Mr Nomjila mentioned, during the site visit, that he does not see any water related matters/aspects of concern. To date no formal feedback was received from DWS.</p>				
SAHRIS on-line system	SAHRA	www.sahris.org.za	4 July 2019	No Comments Received
Me Waseefa Dhansay	Heritage Western Cape	waseefa.dhansay@westerncape.gov.za	4 July 2019	16 July 2019
<p>Comments received from Heritage Western Cape: “Heritage Western Cape is in receipt of your application for the above matter received on 01 April 2016. This matter was discussed at the Heritage Officers meeting held on 15 April 2016.</p> <p>You are hereby notified that, since there is no reason to believe that the proposed sand mining activities on the Remainder of Portion 2 of the Farm No 199, Clanwilliam, will impact on heritage resources, no further action under Section 38 of the National Heritage Resources Act (Act 25 of 1999) is required.</p> <p>However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during the execution of the activities above, all works must be stopped immediately and Heritage Western Cape must be notified without delay.</p> <p>This letter does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority. HWC reverses the right to request additional information as required.”</p>				
<p>Greenmined acknowledged receipt of the comments on 9 July 2019.</p>				

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Me Jacqui Gooch Mr S Carstens	Department of Transport and Public Works	Jacqui.Gooch@westerncape.gov.za Schalk.carstens@westerncape.gov.za	4 July 2019	4 July 2019
Schalk Carstens responded that the DTPW has no proclaimed roads in the area that may be affected and highlighted that SANRAL is the competent road authority for the N7.				
Greenmined acknowledged receipt of the correspondence on 5 July 2019 and confirmed that SANRAL was already informed of the project.				
Me Nicole Abrahams	SANRAL Western Cape	AbrahamsN@nra.co.za	4 July 2019	No Response Received
Me Doretha Kotze	West Coast District Municipality Development Planning	dkotze@wcdm.co.za	4 July 2019	4 July 2019
<p>Doretha Kotze registered Mr D Joubert on behalf of the WCDM as an I&AP on the project and noted the following concerns:</p> <ul style="list-style-type: none"> ⌘ impact on roads; ⌘ impact on water sources; ⌘ air quality; ⌘ visual impact. 				
Greenmined acknowledged receipt of the registration on 5 July 2019 and confirmed that the WCDM will be supplied with a copy of the DBAR in which the concerns would have been incorporated and discussed.				

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr & Mrs GE Smith	Portion 2 (Remaining Extent) of Farm 199	tierkloof1@gmail.com	1 July 2019	18 June 2019
<p>Landowners consent and motivation for the proposed sand mine (translated to English for ease of reference):</p> <p>With this I, Gerrit Erasmus Smith....., recommend that the proposed area for a new sand mine is more suitable.</p> <p>My motivation is:</p> <ul style="list-style-type: none"> ☞ the sand on the pivots is too thick and water runs off the area due to the slope. The slope can be improved when the sand is removed and the slope decreased. ☞ I would like to reduce the sand layer (this can happen as a result of the proposed sand mining) to enrich the soil with red earth. ☞ There is existing pivots, and the impact on the environment will be less since there is less vegetation and there is an existing road to the pivots where the proposed area for the new sand mine is. <p><i>“Hiermee beveel ek, Gerrit Erasmus Smith....., aan dat die voorgestelde area vir 'n nuwe sandmyn meer geskik is.</i></p> <p><i>My motivering is:</i></p> <ul style="list-style-type: none"> ☞ <i>Die sand op die afgemerkte sirkels is te dik en die water spoel weg a.g.v skuinste van area en die helling verbeter kan wanneer die sand weggery word en area meer plat gemaak word.</i> ☞ <i>Ek will graag die sand minder maak (en dit kan moontlik met die nuwe myn gebeur wanneer uitlaai van sand geskied) sodat rooigrond ingery kan word en dreinering beter kan wees.</i> ☞ <i>Dit is reeds bestaande landerye en die impak op die omgewing gaan minder wees, aangesien daar minder plantegroei is en daar ook reeds 'n bestaande pad na die sirkels is waar die beoogde area vir nuwe sandmyn is.”</i> 				
Mr CPJ Smith	Portion 0 (Remaining Extent) of Farm 199	smithboerdery@wylan.co.za	4 July 2019	No Comment

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr MG Bergh (Zeekoevlei Trust)	Portion 0 (Remaining Extent) of Seekoevlei 110	martin@rooiboslimited.co.za	2 July 2019	No Comment
Mr Willie Nel (AS Nel)	Portion 2 of Zekoe Valley 107	willie@ysterfontein.co.za	4 July 2019	No Comment
Mr JGM Genis (Bak se Rug Boerdery (Pty) Ltd)	Portion 0 (Remaining Extent) of Kogelmanskloof 200	bakserug@gmail.com	1 July 2019	No Response Received
Mr Patrick Steens Vredeoord Plase (Pty) Ltd	Portion 14 of Klein Valley 193	vredeoord@wylan.co.za	2 July 2019	No Response Received
Mr Braham Beukes Beukes Holdings (Pty) Ltd	Portion 15 of Klein Valley 193	brahambeukes@gmail.com	1 July 2019	No Response Received
Mr Anton Bergh Kleinvlei Farm (Pty) Ltd	Portion 2 of Kleinvlei 196	anton@cedarberg.co.za	1 July 2019	No Response Received

SUMMARY OF INITIAL PUBLIC PARTICIPATION PROCESS

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

- telephonic discussions;
- direct communication with background information documents (hand delivered, email, registered mail);
- placement of on-site notices; and
- placement of an advertisement in the Ons Kontrei newspaper on 4 July 2019.

The following I&AP's registered on the project:

- Cape Nature – Western Cape;
- Cederberg Local Municipality;
- Department of Environmental Affairs and Development Planning - Western Cape;
- Department of Water and Sanitation;
- Heritage Western Cape; and
- West Coast District Municipality - Development Planning.

The office of the Regional Land Claims Commissioner – Western Cape Province confirmed on 10 July 2019 that at the date of their letter no land claims appear on their database in respect of Portion 2 (Remaining Extent) of Farm No 99 RD, Clanwilliam.

The Draft Basic Assessment Report will be published and a 30-days commenting period will be allowed. Comments received on the DBAR will be incorporated into the Final Basic Assessment Report to be submitted to the DMR for decision making.

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: 4 SEPTEMBER – 7 OCTOBER 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, 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 7 October 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
Me Alana Duffell-Canham	CapeNature	aduffell-canham@capenature.co.za	4 September 2019	9 September 2019
<p>Comments received from CapeNature on 9 September 2019:</p> <p>“CapeNature would like to thank you for the opportunity to comment on the Draft Basic Assessment Report and wish to make the following comments:</p> <ol style="list-style-type: none"> 1. As stated previously, the proposed mining site is located on an area which historically supported Leipoldtville Sand Fynbos. CapeNature's updated provincial ecosystem status statistics show that Leipoldtville Sand Fynbos has less than 34% of its original extent remaining. Therefore, under criterion A1 (irreversible loss of habitat) Leipoldtville Sand Fynbos meets the also meets the criteria for listing as Endangered in terms of Section 52 of the Biodiversity Act. However, the proposed mining footprint has been historically transformed by agricultural activities and there is no natural vegetation remaining on site. There is natural vegetation adjacent to the site and it is important that no mining expansion or related activities occur outside of the application footprint. 2. In general, our previous comments have been adequately addressed. We are pleased to note the inclusion of an alien invasive plant management plan. 3. Note that potable water should not be used for dust control. 4. Adequate buffers must be kept between all mining activities and existing natural vegetation and watercourses. 				

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>5. In conclusion, providing the above and the EMPr is strictly adhered to we do not object to the preferred site which is site Alternative 1. We do not support Alternative 2. CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.”</p>				
Mr Louis Volschenk Danné Joubert	Cederberg Local Municipality	louisv@cederbergraad.co.za	4 September 2019	11 September 2019
<p>Danné Joubert acknowledged receipt of the electronic copy of the DBAR by the municipality's records department, but requested the document to be emailed as well.</p>				
<p>Greenmined responded on 13 August 2019 that due to size limitations the report cannot be emailed, but supplied Me Joubert with a link where the report could be downloaded. Me Joubert downloaded the document but did not comment further.</p>				
Cllr Rhoda Witbooi	Cederberg Local Municipality Ward 6	rhodaw@cederbergraad.co.za	4 September 2019	No Response Received
Mr Lutendo Mr J Smit	Department of Agriculture Forestry and Fisheries	LutendoN@daff.gov.za jans@elsenburg.com	4 September 2019	No Response Received
Me Adri La Meyer Mr G Gerber	Department of Environmental Affairs and Development Planning - Western Cape	Adri.LaMeyer@westerncape.gov.za Gerhard.gerber@westerncape.gov.za	4 September 2019	7 October 2019

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Comments received from DEAD&DP on 7 October 2019:</p> <p>Directorate: Development Management (Region 1) – Ms Natasha Bieding:</p> <p>1.1 This Directorate has no objection to the proposed development. Should the competent authority decide to authorise the proposed development, then the relevant mitigation measures and recommendations contained in the Draft BAR and EMPr, and the Agricultural Impact Assessment compiled by Johann Lanz dated 2 August 2019 must be implemented.</p> <p>1.2 The Draft BAR and EMPr, Rehabilitation Map, and Closure Plan provide the closure specific objectives for the progressive rehabilitation of each 1ha mining strip. These closure specific objectives are supported by this Directorate, who will also be consulted for comment on the Closure Application once the full mining area is rehabilitated.</p> <p>1.3 It is noted that under very windy conditions that the applicant may have to substitute dust suppression methods with the spraying of water, which will be carted to the farm in a water truck to moisten the problem area. It is strongly advised that non-potable water be used when water for dust suppression is required.</p> <p>1.4 It is unclear what action will be taken in the event of non-compliance with the provisions of the EMPr. Furthermore, the EMPr does not include any information on the penalties that will be paid (and to whom) and within what timeframes, regarding non-compliance with the provisions of the EMPr. Please further note that the EMPr must meet the content requirements as indicated in Appendix 4 of the Environmental Impact Assessment Regulations, 2014 (as amended).</p> <p>Directorate: Waste Management – Mr Etienne Roux:</p> <p>1.1 This Directorate is satisfied that the Draft BAR and EMPr adequately addressed waste management aspect and impacts during the various phases of the proposed development.</p> <p>1.2 Kindly note that should any fuel be stored within the boundaries of the mining area, these fuels should be stored in a bunded area, capable of holding 110% of the total volume of fuel stored.</p> <p>Directorate: Pollution and Chemicals Management – Mr Hassan Parker:</p> <p>2.1 Following the review of the Draft BAR and EMPr, this Directorate anticipates that the proposed mining activities will not result in significant soil and water pollution impacts. This Directorate has no further comments on the application.</p>				

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Directorate: Air Quality Management – Mr Peter Harmse:</p> <p>3.1 It is noted that fugitive dust emissions from sand mining activities are likely to occur during site establishment, mining activities and the decommissioning phase of the proposed development. The dust control mitigation measures indicated in the Draft BAR and EMPr are supported for implementation.</p> <p>3.2 proposed development. The dust control mitigation measures indicated in the Draft BAR and EMPr are supported for implementation.</p> <p>3.3 The operating hours of the proposed sand mine as indicated in the Draft BAR must be indicated in the EMPr. It is recommended that sand mining activities be limited to day-time operations to avoid night-time noise disturbance.</p> <p>Directorate: Development Facilitation – Mr Ralph van Delin:</p> <p>4.1 Whilst it is noted that the haul road to Site Alternative 2 will be ~ 350m shorter than the road to the preferred site alternative (Site Alternative 1), cognisance is taken that access to the preferred site will be reached via an existing farm road. Should the competent authority decide to grant environmental authorisation for the listed activities, this Directorate recommends that authorisation be granted for Site Alternative 1 as it would result in little to no impact on the endangered Leipoldtville Sand Fynbos.</p> <p>4.2 It is noted that SANRAL was notified of the proposed development, but that no comments were received. Comments from SANRAL specifically regarding access must be obtained, either as part of the mining permit or the land use planning application, as access to and from the proposed mining area will be from the N7.</p> <p>The applicant is reminded of its “general duty of care towards the environment” as prescribed in section 28 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) which states that “<i>Every person who causes, has caused or may cause significant pollution or degradation of the environment must take reasonable measures to prevent such pollution or degradation from occurring, continuing or recurring, or, in so far as such harm to the environment is authorised by law or cannot reasonably be avoided or stopped, to minimise and rectify such pollution or degradation of the environment.</i>”</p>				
<p>Response to the comments received from DEA&DP on the DBAR:</p> <p>1.1 Comment noted.</p> <p>1.2 Comment noted.</p> <p>1.3 The use of non-potable water was included as a mitigation measure. Refer to <i>Part A(1)(h)(viii) The possible mitigation measures that could be applied and the level</i></p>				

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p><i>of risk – Fugitive Dust Emission Mitigation.</i></p> <p>1.4 Refer to <i>Part A(1)(m) Proposed impact management objectives and the impact management outcomes for inclusion in the EMPR; Part B(1)(k) Mechanisms for monitoring compliance with and performance assessment against the environmental management programme and reporting thereon; Part B(1)(m)(ii) Manner in which risk will be dealt with in order to avoid pollution or the degradation of the environment.</i></p> <p>2.1 Comment noted.</p> <p>2.2 Comment noted, however no fuel will be stored within the boundaries of the mining area. Refer to <i>Part A(1)(h)(viii) The possible mitigation measures that could be applied and the level of risk – Waste Management.</i></p> <p>3.1 Comment noted.</p> <p>4.1 Comment noted.</p> <p>4.2 The operating hours of the proposed sand mine was added to the EMPR. Refer to <i>Part B(1)(d)(iv) Impacts to be mitigated in their respective phases and Part B(1)(k) Mechanisms for monitoring compliance.</i></p> <p>5.1 Comment noted.</p> <p>5.2 SANRAL will be contacted regarding access onto the N7 during the land use planning application.</p>				
Mr Solly Fourie	Department of Economic Development and Tourism	ecohead@westerncape.gov.za	4 September 2019	No Response Received
Me Candice van Reenen	Department of Labour	Candice.VanReenen@labour.gov.za	4 September 2019	No Response Received
Dr. Robert Macdonald	Department of Social Development	Robert.Macdonald@westerncape.gov.za	4 September 2019	No Response Received

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Me Juanita Fortuin	Department of Rural Development and Land Reform	juanita.fortuin@drdlr.gov.za	4 September 2019	5 September 2019
Me Fortuin requested Mr Jeje to respond to the DBAR notice, but no further response was received from the DRDLR during the commenting period.				
Mr R Khan Mr L Nomjila	Department of Water and Sanitation	KhanR@dwa.gov.za Nomjila.l@dws.gov.za	4 September 2019	18 September 2019
<p>Comments received from DWS:</p> <p>“Your submission dated 04 July 2019 with No reference number and a subsequent site visit on 25 July 2019 has reference.</p> <ol style="list-style-type: none"> 1. The Department has studied the report and issues of concern with sand mining activity have been addressed. 2. If there’s any water use in terms of Section 21 (a) or/and Section 32 and 33 of the National Water Act, (Act 36 of 1998) attached to this property, such water use cannot be utilized as part of this activity if it was registered with the department under agricultural sector. 3. The lawfulness of Existing Lawful Water Use of this property during the qualificatino period (1996-1998) must still be verified according to Section 35 of the National Water Act, (Act 36 of 1998). Final communication stating your verified use will be sent to you in order to make a throughfull decision regarding subdivision. 4. Should you wish to use such water for sand mining activity, it needs to be changed on department WARMS system to reflect new activity, and to adjust sector charges. 5. The Clanwilliam Water Users Association must provide their comments regarding this activity. They must state whether they support or not and must copy the department of Water and Sanitation. 6. No mechanical work should be done on site, and no fuel and lubricants must be stored on site. 7. Regular inspection on vehicle/equipment for oil leakages should be monitored to avoid contamination with groundwater. 8. Please note that this Department reserves the right to amend and/or add to the comments made above in the light of subsequent information received. <p>Should you have any further questions in this regard you are welcome to contact the above mentioned official.”</p>				

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Response to the comments of DWS & reference in this report where the issues/response were incorporated:</p> <ul style="list-style-type: none"> ⌘ Comment 2: The activity does not trigger listed water uses in terms of Section 21 (a), Section 32 or 33, as no water from the property will be used at the mine. ⌘ Comment 3 & 4: It must be noted that the Applicant is not the Landowner. The lawfulness of the Existing Lawful Water Use of the property should therefore be send to the landowner for his attention and action. Water to be used at the mine will not be obtained from the farm but transported to the site by the permit holder. ⌘ Comment 5: The Clanwilliam Water Users Association was informed of the project on 18 September 2019. Mr Bergh confirmed that he is aware of the proposed MP application, however they did not comment nor object against the project. ⌘ Comment 6 & 7: Incorporated as a mitigation measure - Part A(1)(h)(viii) The possible mitigation meausres that could be applied and the level of risk – Waste Management. 				
Me Waseefa Dhansay	Heritage Western Cape	waseefa.dhansay@westerncape.gov.za	4 September 2019	No Response Received
Me Nicole Abrahams	SANRAL Western Cape	AbrahamsN@nra.co.za	4 September 2019	No Response Received
Mr D Joubert Me D Kotze	West Coast District Municipality	dkotze@wcdm.co.za	4 September 2019	7 October 2019

Comments received from WCDM on 7 October 2019 on the DBAR:

“Your letter WC 30/5/1/3/2/10219 MP dated 4 September 2019 and the Draft BAR for the proposal refer. The West Coast Municipality has no objection to the proposed sand mining, provided the recommended mitigation measures are implemented, rehabilitation is strictly monitored and all relevant legislative requirements are adhered to. The necessary land use approval must be obtained from Cederberg Municipality prior to any mining related activities commencing on site.”

STAKEHOLDERS

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Greenmined acknowledged receipt of the correspondence on 7 October 2019 and incorporated the comments into the FBAR – <i>Part A(1)(h)(x) Statement motivating the alternative development location within the overall site.</i></p>				
Mr Ryno Pienaar	Cape West Coast Biosphere Reserve	rynop@capebiosphere.co.za	4 September 2019	No Response Received
Mr Anton Bergh	Clanwilliam Water Users Association	anton@cedarberg.co.za	18 September 2019	No Response Received
<p>Anton Bergh telephonically confirmed that he is aware of the project.</p>				
<p>Greenmined supplied the CWUA with a DBAR notice and telephonically discussed the project with them. No comments/objections were received from the CWUA in this regard.</p>				
Mr Rassie Nieuwoudt	Department of Water and Sanitation Clanwilliam	nieuwoudtr@dws.gov.za	18 September 2019	No Response Received
SAHRIS on-line system	SAHRA	www.sahris.org.za	4 September 2019	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr & Mrs GE Smith	Portion 2 (Remaining Extent) of Farm 199	tierkloof1@gmail.com	4 September 2019	No Response Received
Mr CPJ Smith	Portion 0 (Remaining Extent) of Farm 199	smithboerdery@wylan.co.za	4 September 2019	No Response Received
Mr MG Bergh (Zeekoevlei Trust)	Portion 0 (Remaining Extent) of Seekoevlei 110	martin@rooiboslimited.co.za	4 September 2019	No Response Received
Mr Willie Nel (AS Nel)	Portion 2 of Zekoe Valley 107	willie@ysterfontein.co.za	4 September 2019	No Response Received
Mr JGM Genis (Bak se Rug Boerdery (Pty) Ltd	Portion 0 (Remaining Extent) of Kogelmanskloof 200	bakserug@gmail.com	4 September 2019	4 September 2019
Mr JGM Genis requested an Afrikaans copy of the Draft Basic Assessment Notification.				
Greenmined explained the DBAR notice to Mr Genis in Afrikaans (6 August 2019), upon which he acknowledged receipt. No further comments were received.				
Mr Patrick Steens Vredeoord Plase (Pty) Ltd	Portion 14 of Klein Valley 193	vredeoord@wylan.co.za	4 September 2019	No Response Received
Mr Braham Beukes Beukes Holdings (Pty) Ltd	Portion 15 of Klein Valley 193	brahambeukes@gmail.com	4 September 2019	No Response Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Anton Bergh Kleinvlei Farm (Pty) Ltd	Portion 2 of Kleinvlei 196	anton@cedarberg.co.za	4 September 2019	No Response Received

SUMMARY OF SECOND PUBLIC PARTICIPATION PHASE

Comments/response were received from the following parties on the DBAR:

- Cederberg Local Municipality;
- CapeNature;
- Department of Environmental Affairs and Development Planning;
- Department of Water and Sanitation;
- Department of Rural Development and Land Reform;
- Mr Genis; and
- West Coast District Municipality.

The comments received on the DBAR was incorporated into the final Basic Assessment Report, and the Environmental Management Programme was 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 -