

**SECTION 102 (“S102”) AMENDMENT APPLICATION
TO AMEND THE MINING METHOD BY INCREASING
THE BLASTING FREQUENCY AS WELL AS
INCLUDING PRIMARY PROCESSING CRUSHING AND
SCREENING OF AGGREGATE TO THE MINING
ACTIVITIES OVER A PORTION OF PORTION 5 OF THE
FARM LATHAM 205, QUEENSTOWN, EASTERN CAPE
PROVINCE**

COMMENTS AND RESPONSE REPORT

DEPARTMENTAL REFERENCE NUMBER: EC30/5/1/3/2/10342MP

JULY 2020



SECTION 102 NOTIFICATION TO STAKEHOLDERS AND I&APS DURING PUBLIC PARTICIPATION PHASE

COMMENTING PERIOD: 10 JULY – 12 AUGUST 2020

During the public participation process the stakeholders and I&AP's were informed of the project by means of background information documents that were sent to the contact persons. A 30-days commenting period was allowed which expired on 12 August 2020. 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	10 July 2020	No Comments Received
Mr J Mhlomi	Department of Transport	angie.majongile@dot.ecprov.gov.za	10 July 2020	No Comments Received
Mrs ZB Makina	Department Of Rural Development and Agrarian Reform	zoleka.makina@drdar.gov.za	10 July 2020	No Comments Received
Mr Kholekile Golela	Department of Rural Development and Land Reform	kolekile.golela@drdlr.gov.za	10 July 2020	No Comments Received
Head of Department	Department of Labour	mzie.yawa@labour.gov.za	10 July 2020	No Comments Received

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Ms P Makhanya	Department Of Water and Sanitation	MakhanyaP@dwa.gov.za	10 July 2020	No Comments Received
Mr MD Qwase	Department of Public Works	thandiswa.gqeke@ecdpw.gov.za	10 July 2020	No Comments Received
Mr Mcedisi Gazi	Department Of Social Development	mncedisi.gazi@ecdsc.gov.za	10 July 2020	No Comments Received
Mr Moppo Mene	Chris Hani District Municipality	mmene@chrisanidm.gov.za	10 July 2020	No Comments Received
Mr S Nomandela	Enoch Mgijima Local Municipality	snomandela@enochmgijima.gov.za	10 July 2020	No Comments Received
Mr S Nomandela	Enoch Mgijima Local Municipality Ward 14	snomandela@enochmgijima.gov.za	10 July 2020	No Comments Received
Me Chumisa Njingana	SANRAL	njinganac@nra.co.za	10 July 2020	8 August 2020

STAKEHOLDERS				
TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>Email received from Me. Chumisa Njingana on the 8th of August 2020.</p> <p>The South African Roads Agency SOC Limited (SANRAL) has the following comments with regards to the various projects along the National Road:</p> <ul style="list-style-type: none"> • No structure shall be erected closer than 30 metres from the national road reserve fence and 500 metres from any point of intersection. • If access is required from the National Road, an approval from SANRAL is required, otherwise access can be obtained from the nearest numbered route, which SANRAL must be consultant for approval as the development will have impact on the traffic on the National Road. • 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 National Road. • 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 development must be submitted to SANRAL for approval • Construction of all works 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>Acknowledgment email sent on the 18th of August 2020.</p> <p>Thank you for your valued comments / objections during this Public Participation Process for the Whittlesea Section 102 application.</p> <p>All comments received during the public participation period has been send to the applicant and will be included in the submission of the DBAR that will be made to DMRE. Response to your concerns will be send prior to the submission of the FBAR.</p>				
Mr Howard Blane	Eskom	BlaneH@eskom.co.za	10 July 2020	No Comments Received

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr David Hayes	Landowner	justinesbb@isat.co.za	10 July 2020	No Comments Received
Mr Angus McClain	Surrounding Landowner	mac@eci.co.za	10 July 2020	No Comments Received
Mr David Osborne	Surrounding Landowner	no2pigs@queenstown.co.za	10 July 2020	No Comments Received
Mr John Maghlana	Surrounding Landowner	PO Box 591 Queenstown 5320	10 July 2020	No Comments Received
Mr Ozzy Schlenkrich	Surrounding Landowner	joyceschlenkrich@gmail.com	10 July 2020	28 July 2020

Blasting will cause excessive stress to birds resulting in large decrease in egg production

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
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Acknowledgment email sent on the 18th of August 2020.

Thank you for your valued comments / objections during this Public Participation Process for the Whittlesea Section 102 application.

All comments received during the public participation period has been send to the applicant and will be included in the submission of the DBAR that will be made to DMRE. Response to your concerns will be send prior to the submission of the FBAR

Mr George van der Westhuizen	Civil and General CC	gvdw@awe.co.za	10 July 2020	11 August 2020
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Response received from Mr. Ian McEwan (Civil and General)

Letter dated 11 August 2020 from Civil and General

Existing Mines:

There are already two existing commercial mines, of which Civil and General Contractors operates one, who operate under mining rights in the area of the applicants permitted mine. These mines both have permanent screening and processing facilities in operation to supply the area with aggregate. These mines which operate under mining rights have to remain economically viable as a requirement of their mining right. It is very difficult for these mining right holders to remain economically viable when new permits are issue for services that they can supply each time a new contract for infrastructure is concluded in our area. The sole purpose of the amendment is to supply the 3- year contract for the upgrade of the road from Swart Kei River to Queenstown. Over and above the mentioned there is a third semi-permanent mine operation in the area with a crushing and processing plant under permit which under current conditions is not operation viably and has been closed for a couple of months. This is another indication that there is no requirement for an additional mine in the area.

Employment

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
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The contractor who will be conducting the mining operations for the permit holder are not from our area and thus will employ very few, if any, of the local population. The existing mining rights holders in our areas have permanent operation in the area and all employees employed are from the local population. One of the main objectives of mining rights is job creation and therefore by continually introducing temporary operations who employ mainly from other parts of the country it defeats the objectives of job creation in the local area and will result in loss of permanent employment for the local population.

Health and Safety/ Social and Labour Plan

The permanent mining right holders in the area are required to invest large sums of financial Resources into the health and safety and social and labour plans which are not required by permit holders. Once again the establishment of new temporary operations who are not subject to investments in the above mentioned is to the detriment of the permanent operations as regardless of the economic conditions investment in the above mentioned is required. The opening of temporary operations, where the permanent operations have the capacity to supply local contracts detracts from the ability of the permanent operation ability to meet the financial requirements as set out by their mining rights. In closing we believe that under the depressed economic climate we are experiencing in our area with huge unemployment, it is not within the interest of the local population and regional economy to introduce temporary operations that will have little economic benefit to our area, and that will jeopardise the longevity of the permanent operation in the area.

DBAR was sent to Mr. McEwan on the 8th of August 2020.

Acknowledgment email sent on the 18th of August 2020.

Thank you for your valued comments / objections during this Public Participation Process for the Whittlesea Section 102 application. All comments received during the public participation period has been send to the applicant and will be included in the submission of the DBAR that will be made to DMRE. Response to your concerns will be send prior to the submission of the FBAR

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

TITLE, NAME AND SURNAME	AFFILIATION /PROPERTY DESCRIPTION	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Steve Moss	Surrounding Landowner	steve@justmilk.co.za		Mr Steve Moss registered as an I & AP on 17 July 2020

We farm with approximately 4000 livestock and object to the concerns of blasting affecting livestock.

Acknowledgment email sent on the 18th of August 2020.

Thank you for your valued comments / objections during this Public Participation Process for the Whittlesea Section 102 application. All comments received during the public participation period has been send to the applicant and will be included in the submission of the DBAR that will be made to DMRE. Response to your concerns will be send prior to the submission of the FBAR

SUMMARY OF PARTICIPATION PROCESS

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

- ❖ telephonic discussions;
- ❖ direct communication with background information documents (email, registered mail);
- ❖ placement of on-site notices and
- ❖ placement of an advertisement in The Rep on 10 July 2020

All comments received during the public participation period has been send to the applicant and will be included in the submission of the DBAR that will be made to DMRE. Responses to your concerns will be send prior to the submission of the FBAR.

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

-END OF COMMENTS AND RESPONSE REPORT-