



mineral resources
& energy

Department:
Mineral Resources and Energy
REPUBLIC OF SOUTH AFRICA

Private Bag X 09, Roggebaai, 8012, 09 Atterbury House, Cnr Lower Burg and Riebeeck Street, Cape Town, 8000
Tel: 021 427 1000 Fax: 021 427 1046 Email: Pumla.Mntuyedwa@dmre.gov.za From: Mineral Regulation
Enquiries: PP Mntuyedwa

Per Registered Mail

Mineral Sands Resources (Pty) Ltd

Postnet no.2

Private Bag X 18

Milnerton

7435

E-mail: Sibonelo@mineralcommodities.com

Project@mineralcommodities.com

Dear Mr. Mkhize

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: FOR GARNET (ABRASIVE), HEAVY MINERALS (GENERAL), LEUCOXENE (HEAVY MINERAL), MONAZITE (HEAVY MINERAL), RARE EARTHS, RUTILE (HEAVY MINERAL) ZIRCONIUM ORE, ILMENITE OVER REMAINING EXTENT OF THE FARM KLIPVLEY KAROOKOP 153, PORTION 1,2 AND 3 OF THE FARM KLIPVLEY KAROOKOP 153 : WITHIN THE ADMINISTRATIVE DISTRICT OF VAN RHYNSDORP

APPLICANT: MINERAL SANDS RESOURCES (PTY) LTD

1. 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 for **Garnet (Abrasive), Heavy Minerals (General), Leucoxene (Heavy Mineral), Monazite (Heavy**

Mineral), Rare Earths, Rutile (Heavy Mineral)Zirconium Ore, Ilmenite
has been accepted excluding Diamond (General) and Diamond (Alluvial).

2. In terms of the minimum requirements as stipulated 16(1) and 16(2) of the EIA Regulations, your application for an Environmental Authorisation was incomplete as it was not accompanied by this acceptance letter as per Sub Regulation 16 (1) (ix) and considering that it is now completed by this acceptance letter, you are hereby required to submit the documents as stipulated on Regulation 19(1) to 19(8) of the EIA Regulations (Only in cases where Basic Assessment Report is applicable) or Regulation 21 (Scoping Report) and Regulations 21 (Scoping Report) 23 (EIR and EMPr) (In case of Scoping and Environmental Impact Report). All timeframes are effective from the date of this letter.

3. 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 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.

4. Further note that the acceptance of your application does not grant you the right to commence with prospecting activities. It only signify that your application will be processed and evaluated.

Yours faithfully



REGIONAL MANAGER:
MINERAL REGULATION
WESTERN CAPE REGION
DATE: 20/5/2023



mineral resources
& energy

Department:
Mineral Resources and Energy
REPUBLIC OF SOUTH AFRICA

Private Bag X 09, Roggebaai, 8001, Tel: 021 427 1014, Fax: 021 427 1046
15th floor The Box (formerly known as Atterbury House), Corner Lower Burg and Riebeek Street,
Cape Town 8000

Enquiries: Portia Seaba **E-Mail Address:** Portia.Seaba@dmre.gov.za

Ref: (WC) 30/5/1/3/3/2/1/10433PR

Sub-Directorate: Mine Environmental Management

Minera Sands Resources (Pty) Ltd

P.O Box 139

LUTZVILLE

8165

Attention: Mr. Sibonelo Mkhize (General Manager)

Tel: 087 150 4032

Cell: 063 298 8813

Email: mineralprospects@telkomsa.net

ACKNOWLEDGMENT RECEIPT OF AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION LODGED IN TERMS OF SECTION 24 OF NATIONAL ENVIRONMENTAL MANAGEMENT ACT (NEMA), 1998 (ACT 107 OF 1998) AS AMENDED READ IN CONJUNCTION WITH REGULATION 19 OF THE ENVIRONMENTAL IMPACT ASSESSMENT (EIA) REGULATIONS, 2014 AS AMENDED BY (GN 326), FOR A PROSPECTING RIGHT APPLICATION FOR ZIRCONIUM ORE, RUTILE (HEAVY MINERAL), RARE EARTHS, MONAZITE(HEAVY MINERAL) LEUCOXENE (HEAVY MINERAL), HEAVY MINERALS (GENERAL), GARNET (ABRASIVE), DIAMOND (ALLUVIAL), DIAMOND AND DIAMOND (GENERAL), ON REMAINING EXTENT & PORTIONS 1,2,3 KLIPVLEY KAROO KOP 153, IN THE MAGISTERIAL DISTRICT OF VAN RHYNSDORP

I refer to the abovementioned matter and confirm that your application for an Environmental Authorisation herein referred to as "EA" lodged on **18 April 2023** is hereby acknowledged.

1. In accordance to Regulation 19(1) "Where basic assessment must be applied to an application, the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority - (a) a basic assessment report (BAR), inclusive of specialist reports, an EMPr, and where applicable a closure plan, which have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority". The basic assessment report must be in accordance to **Appendix 1** of the 2014 EIA Regulations as amended. It is the

responsibility of the EAP and the applicant to ensure that all the listed activities triggered by the proposal are identified.

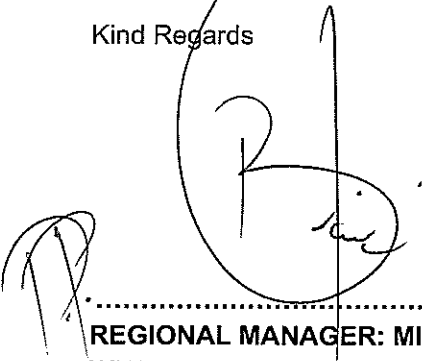
2. Public participation must be conducted in accordance with Chapter 6 of the NEMA: 2014 EIA Regulations as amended. Comments received from all the interested and affected parties **(including State Organs, beach users and coastal communities that will be affected)** must be presented in a tabular format that includes the EAP's response to all the issues raised.
3. In terms of Regulation 7(2) as amended "the competent authority or EAP must consult with every organ of state that administers a law relating to a matter affecting the environment relevant to that application for an environmental authorization when such competent authority considers the application and unless agreement to the contrary has been reached the EAP will be responsible for such consultation". The EAP is therefore requested to consult draft BAR with every organ of state that administers a law relating to a matter affecting the environment as stipulated on regulation 7(2) of 2014 EIA Regulations as amended and to notify the Department of such consultation with the Organs of State.
4. Please note that acknowledgement of your application does not grant you permission to commence with mining activities. Commencement of a listed activity without an environmental authorization constitutes an offence in terms of Section 49A (1) (a) of NEMA, 1998 (Act 107 of 1998) as amended and upon conviction for such an offence, a person is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding ten years, or to both such fine and such imprisonment.

Please note that the timeframes are triggered by an acceptance letter issued in terms of the Minerals and Petroleum Resources Development Act (MPRDA), for an application for a Prospecting Right. Should your application be accepted, your environmental assessment must focus on properties and commodities indicated in the acceptance letter. However, should the application for a Right be rejected, administration of your EA application will be discontinued.

NB: Regulation 45 of 2014 EIA Regulations as amended stipulates that "an application in terms of these Regulations lapses and a competent authority will deem the application as having lapsed, if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless extension has been granted in terms of Regulation 3(7)."

Templates for the above-mentioned documents can be obtained on the Department of Mineral Resources website (www.dmr.gov.za) or from this Regional Office on request.

Kind Regards



.....
REGIONAL MANAGER: MINERAL REGULATION

WESTERN CAPE REGION

DATE: 26.04.2023