



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Annexure C

Private Bag X 7279, Witbank, 1035, Tel: (013) 656 1448 Fax: (013) 656 0932
Province Building, Cnr Botha & Paul Kruger Street, 1035
From: Directorate: Mineral Regulation: Mpumalanga Region
Enquiries: LUCKY MUGAGADELI, Reference NO. MP30/5/1/2/2/10069MR
Subdirectoarte: Mineral Laws

REGISTERED MAIL

The Directors
Atha-Africa ventures (Pty) Ltd
P O Box 1569
SANDTON
2157

Fax: (011) 784 7467

Gentlemen/Ladies

APPLICATION FOR A MINING RIGHT IN TERMS OF SECTION 22 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT 28 OF 2002): BLOEMHOF 92 HT, GOEDGEVONDEN 95 HT, KROMHOEK 93 HT, PORTION 1 OF FARM NAUWGEVONDEN 110 HT, PAARDEKOP 109 HT, UITZICHT 108 HT, PORTION 2 AND THE REMAINING EXTENT OF THE FARM VAN DER WALTSPOORT 81 HT, VIRGINIA 91 HT, WAALHOEK 87 HT, PORTION 1 AND THE REMAINING EXTENT OF THE FARM YZERMYN 96 HT AND ZOETFONTEIN 94 HT, MAGISTERIAL DISTRICT OF WAKKERSTROOM.

1. This serves to inform you that your abovementioned application for a mining right to mine for Coal in respect of the abovementioned property has been granted in terms of Section 23(1) of the abovementioned Act. The Regional Office will prepare the final copies of the right to be signed.
2. Take note that the Regional Manager will approve the relevant Environmental Management Programme and sign the right.
3. Further note that in terms of Section 23(5) of the Act, the mining right comes into effect on the date on which the Environmental Management

Programme is approved. In terms of section 25(2) (b) mining activities must commence within one year of the effective date.

4. In light of the afore-going, you are requested to:

4.1 Ensure that all outstanding matters regarding your application are finalised and that relevant documents are submitted to the Regional Office no later than 30 days prior to the date mentioned in paragraph 2 above, which outstanding matters include the submission of:

- a. Financial provision provided before execution
- b. the particulars of your authorised representative who will sign the right,
- c. the particulars of the public notary, before whom the right must be signed,
- d. six copies of the final mining work programme,
- e. diagram prepared by a surveyor **(6 (six) originals)** in accordance with the requirements of the Mining Titles Registration Act and which shall indicate the following:
 - i. the north point;
 - ii. the scale to which the plan has been drawn;
 - iii. the name, number registration division and portion of the farm or farms on which the relevant area is situated;
 - iv. the shape of the relevant area in relation to the farm boundaries and co-ordinates points;
 - v. the region in which the relevant farm is situated and;
 - vi. be certified, approved signed and dated by the professional land surveyor, unless the Director General otherwise indicates.
 - vii. Three (3) copies of the Social and Labour Plan.

4.2 Please make arrangements for the public notary, authorized representative (s) of your company and a witness to be present and attend the signing of the mining right once the aforesaid outstanding matters are verified and an execution date has been finalized by this Office.

5. Note further that in terms of section 25(2)(a), the signed/executed mining right must be lodged for registration at the Mineral and Petroleum titles Registration office, Pretoria, within 30 days as from the date of approval of the relevant environmental management programme.

6. The following shall also be noted:

- (i) The granting shall exclude any areas that constitutes wetlands.
- (ii) Surface mining or related activity, as well as erection/installation of surface infrastructure shall be prohibited from taking place in any area that constitute wetlands or is deemed to be a sensitive environment.
- (iii) The applicant shall formulate proper mitigation measures relative to the area in consultation with all the other stakeholders/authorities that administer matters affecting the environment at National and Provincial (Mpumalanga) level.
- (iv) A proper plan/map shall be submitted with a clear depiction of such exclusions as indicated on (1) above.

NB: The abovementioned conditions shall be fulfilled to the satisfaction of the Department before the right can be considered further for notarial execution.

7. Failure to comply may result in the withdrawal, suspension or cancellation of the right in question.

Yours faithfully



DR THIBEDI RAMONTJA
DIRECTOR GENERAL
DEPARTMENT OF MINERAL RESOURCES

DATE: 19/9/2014