



Annexure J

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Province Building, Cnr Botha Avenue & Paul Kruger Street, Witbank, 1035

Enquiries: Mr. M.C. Montsha **Ref No:** MP 30/5/1/2/3/2/1/10069 EM
Sub-directorate: Mine Environmental Management

REGISTERED MAIL

The Directors
Atha-Africa Ventures (Pty) Ltd
P.O Box 1569

SANDTON
2157

Dear Sir/ Madam

DIRECTIVE IN TERMS OF SECTION 29 AND 39(5) OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT 28 OF 2002) IN RESPECT OF MINING ACTIVITIES TO BE CONDUCTED ON THE FARMS BLOEMHOF 92 HT, GOEDGEVONDEN 95 HT, KROMHOEK 93 HT PORTION 1 OF THE FARM NAUWGEVONDEN 110HT, THE FARMS PAARDEKOP 109 HT, UITZICHT 108 HT, PORTION 2 AND THE EXTENT OF THE FARM VAN DER WALTSPOORT 81 HT, THE FARM VIRGINIA 91 HT, PORTION 1 AND THE REMAINING EXTENT OF THE FARM YZERMYN 96 HT AND THE FARM ZOETFONTEIN 94 HT, SITUATED WITHIN THE MAGISTERIAL DISTRICT OF WAKKERSTROOM.

Your EMP submitted in respect of the above mentioned application cannot be considered compliant with the approval criteria as set out in Section 39(4)a of the Act, in that:-


- a) This office does not support this application in its current form considering the preferred layout for the proposed infrastructure, in that the preferred location is located within the sensitive environment. It is the view of this office that, the proposed project will result in an unacceptable pollution, ecological degradation or damage to the environment; even though there are proposed mitigating measures. It is therefore recommended that you reassess the surface layout design in order to re-position the proposed infrastructure to an environment which is not sensitive. Furthermore, upon the revision of the surface layout plan, an environmental impact assessment of the alternative location of the layout plan should be done.
- b) The environmental emergencies and remediation plan provided in the EMP cannot be considered acceptable in that it does not provide procedures for the remediation of the environmental related emergencies that might arise during the operation of the mine as a result of the proposed mining activities.

- c) The rehabilitation plan provided in the EMP cannot be considered in its current form in that, it is generic and does not focus on the different components at the mine. As such you are directed to provide a rehabilitation plan with detailed methods to decommission each mining component and proposed mitigation or management strategy to avoid, minimize and manage residual or latent impacts. The aforesaid plan must also describe the final and future landuse of which must conform to the surrounding areas.
- d) The EMP does not provide the cost for capacity to rehabilitate and manage the negative impacts on the environment. As such you are directed to the cost for capacity to rehabilitate and manage the negative impacts on the environment; such costs should be cross referenced with the proposed mitigation measures.
- e) Page 477 of the EMP indicate that the company will establish, implement and maintain a procedure to monitor, measure, on a regular basis, the key characteristics of the operation that may have significant environmental impacts, however the EMP does not provide the list of aspects that will be monitored, frequency as well as the plan which shows the monitoring points.
- f) The EMP indicate that post closure the workings will decant, however it does not provide measures to manage the decant.
- g) Your attention is also drawn to the attached comments from DWA. You are directed to address the comments and the response must be communicated with DWA, Durban office.

In view of the foregoing, you are herewith in terms of the provisions of Sections 29 and 39 (5) of Act (Act No.28 of 2002) directed to address the above in a form of a revised the EMP and submit 2 revised EMP on or before *04* March 2014.

Should you require any further clarity regarding the above, do not hesitate to contact the above-mentioned person at the contact details provided.

Yours faithfully


REGIONAL MANAGER
MPUMALANGA REGION
DATE: *04/02/2014*