

"PMLS"

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From:

To:0117847467

26/04/2013 07:41

#384 P.001/003



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Private Bag X7279, Witbank, 1035, Tel: 013 653 0500, Fax 013 690 3288
Province Building, Cnr Botha Avenue & Paul Kruger Street, Witbank, 1035

From: Directorate: Mineral Regulation: Mpumalanga Region

Enquiries: Mrs J du Plessis **Ref:** MP 30/5/1/2/10069 MR

Subdirector: Mineral Laws

Registered Mail

The Directors
Atha – Africa Ventures (Pty) Limited
P O Box 1569
SANDTON
2157

Fax No. 011 784 7467

Attention: Morgam Munsamy

Gentlemen/Ladies

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

1. This is to inform you that your abovementioned application for the mining of **Coal** in terms of Section 22 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) has been accepted.
2. In terms of Section 22(4) of the MPRDA you are therefore required to:
 - (a) submit six (6) copies of a scoping report on or before 24 May 2013,

- (b) consult with interested and affected parties and submit six (6) copies of the environmental management programme which includes the environmental impact assessment report in terms of section 39 of the Act on or before 24 **October 2013**; which programme must be compiled with the input of the public, and must include a record as to the extent that the public participation informed the baseline environment and the potential impact assessment.
- (c) notify in writing and consult with the landowner or lawful occupier, the surrounding community members, any other affected party and submit the result of such consultation to this office on or before 24 **June 2013**.
3. You are further, in terms of Sections 29 and 39(5) of the MPRD Act, directed to compile the Environmental Management Programme in accordance with the standard directive attached hereto as **Annexure A**.
4. You are further requested in terms of section 17(4) of the Act to give effect to the object referred to in section 2(d) of the Act. In this regard you are required to submit by no later than 24 **May 2013**, the following documents:
- 4.1. duly signed shareholders agreements;
 - 4.2. share certificates and shareholder's registers;
 - 4.3. articles and memorandum of association of the company;
 - 4.4. details relating to funding (all relevant agreements); and
 - 4.5. any other agreement or documents relating to the agreement.
5. Kindly take note that our system could only print the application form which you have submitted on line. Therefore you are herewith requested to submit proof that the documents were submitted on line and you have to submit hard copies of the following documents **within 14 days from the date of this letter** -
- (a) Details of the land or area (the regulation 2.2 plan);
 - (b) Two copies of the Mining Work Programme
 - (c) Proof of the financial and technical competence;
 - (d) Detailed financing plan as contemplated in regulation 11(g);
 - (e) Provide a list of existing rights which are held by you
 - (f) Two copies of the Social and Labour Plan;
 - (g) A certified copy of your valid Prospecting Right;
 - (h) A certified copy of the certificate to commence business; and
 - (i) A copy of Resolution, if acting in a representative capacity.



From:

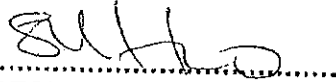
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Further note that failure to submit the documents as requested and failure to adhere to the timeframes as stipulated above amounts to non-compliance with the provision of the Act and will therefore lead to your application being processed for refusal without further notification to you.

Yours faithfully



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REGIONAL MANAGER:
MPUMALANGA REGION
DATE: 25 April 2013

