

IN THE KWAZULU-NATAL HIGH COURT, DURBAN

REPUBLIC OF SOUTH AFRICA

CASE NO: 10629/2012

In the matter between:

MTUNZINI CONSERVANCY

Applicant

and

TRONOX KZN SANDS (PTY) LTD

First Respondent

UMLALAZI MUNICIPALITY

Second Respondent

CONFIRMATORY AFFIDAVIT

I the undersigned

Jan Adam Beukes

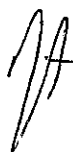
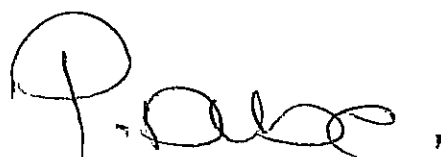
do hereby make oath and say:

1.

I am an adult male business man, residing at Hobby Close no 3 Zini River Estate Mtunizini, Kwazulu Natal.

2.

The facts deposed to below are within my own personnel knowledge.



3.

I confirm that I am an employee of the first respondent and fulfill the role of client manager at its Fairbreeze Mineral Sand mining operation.

4.

I have read the answering affidavit of Neels Oosterhuis and confirm the contents thereof as far as they relate to matters concerning me. I specifically confirm the correctness of the contents of paragraph 78(a),(b) and (d) thereof.

Jan Adam Beukes
Jan Adam Beukes

I HEREBY CERTIFY that the deponent has acknowledged that he/she KNOWS and understands the contents of this affidavit which was SIGNED and SWORN TO before me at Grisea Mtunzi on this October day 22 of 2012, the Regulations contained in Government Notice No. R1258 of the 21st July 1972 as amended by Government Notice No. R1648 of the 19th August 1977, having been complied with.

[Signature]
[Signature]
Commissioner of Oaths

Full Name: Probonile
Physical Address: No 1 Clare Avenue
Capacity: Constable

SOUTH AFRICAN POLICE
COMMUNITY SERVICE CENTRE
2012 -10- 22
MTUNZINI
KWAZULU-NATAL

Message Confirmation Report

22-OCT-2012 13:29 MON

Fax Number : 2 002 0313073085
Name : SHEPSTONE & WYLIE

Name/Number : 2#004#0354742809
Page : 55
Start Time : 22-OCT-2012 13:23 MON
Elapsed Time : 06'14"
Mode : STD BCM
Results : [O.K.]

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and

TRONOX KZN SANDS (PTY) LIMITED First Respondent

UMLALAZI MUNICIPALITY Second Respondent

FILING NOTICE : ANSWERING AFFIDAVIT

TO: THE REGISTRAR OF THE ABOVE HONOURABLE COURT
DURBAN

AND TO: NORMAN BRAUTSETH & ASSOCIATES
APPLICANTS ATTORNEYS

4 CAERON AVENUE

WESTVILLE

TEL: 031 266 9300

FAX: 031 266 4277

EMAIL: admin@nbalaw.co.za

(REF: Mr. N. Brautseth/MM0074)

AND TO: UMLALAZI MUNICIPALITY
SECOND RESPONDENT

HUTCHINSON AVENUE

ESHOWE

TEL: 035 473 3397

FAX: 035 474 2309

EMAIL: phits@umlazi.org.za

S I R S

PLEASE TAKE NOTICE that the abovementioned First Respondent hereby serves and file
its Answering Affidavit evenly herewith.