

(Please note that a copy of all the various Exemptions/Withdrawals of Organs of State as listed below will be provided upon request. Kindly refer to our website for our contact details.)

MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT 28 OF 2002

(Gazette No. 23922, Notice No. 1273 dated 10 October 2002. Commencement date: 1 May 2004 [Proc. No. R25, Gazette No. 26264])

EXEMPTION OF ORGANS OF STATE FROM CERTAIN PROVISIONS OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT NO. 28 OF 2002)

*Published under Government Notice R762 in Government Gazette 26501 dated 25 June 2004.
Commencement date: 25 June 2004.*

I, PHUMZILE MLAMBO-NGCUKA, Minister of Minerals and Energy, acting in terms of section 106(1) of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), hereby exempt the Department of Water Affairs and Forestry, National Parks Board, National Roads Agency, National Ports Authority of South Africa, Spoornet and Provincial Governments from the provisions of sections 16, 20, 22 and 27 of the said Act in respect of any activity to remove any mineral for the construction and maintenance of dams, harbours, roads and railway lines and for purposes incidental thereto.

Other organs of State which are desirous to be exempted from the relevant provisions of the said Act, must forward their requests, accompanied by a full motivation, to the Director-General of the Department of Minerals and Energy at the following address:

Director-General
Department of Minerals and Energy
Private Bag X59
PRETORIA
0001

(Signed)

**PHUMZILE MLAMBO-NGCUKA
MINISTER OF MINERALS AND ENERGY**

(Please scroll down for the lists)

**LIST OF ORGANS OF STATE EXEMPTED FROM CERTAIN PROVISIONS IN TERMS OF SECTION 106(1) OF THE MINERAL AND PETROLEUM
RESOURCES DEVELOPMENT ACT, 2002 (ACT 28 OF 2002)**

| ORGAN OF STATE EXEMPTED | SECTIONS OF THE SAID ACT | GOVERNMENT NOTICE NO. | GOVERNMENT GAZETTE NO. | DATE OF PUBLICATION |
|---|---------------------------------|------------------------------|-------------------------------|----------------------------|
| Tsolwana Municipality | 16, 20, 22 and 27 | 961 | 34767 | 25 November 2011 |
| Ingquza Hill Local Municipality | 16, 20, 22 and 27 | 962 | 34767 | 25 November 2011 |
| Mnquma Local Municipality | 16, 20, 22 and 27 | 974 | 33677 | 29 October 2010 |
| Amahlati Local Municipality | 16, 20, 22 and 27 | 975 | 33677 | 29 October 2010 |
| Great Kei Local Municipality | 16, 20, 22 and 27 | 976 | 33677 | 29 October 2010 |
| Buffalo City Municipality | 16, 20, 22 and 27 | 977 | 33677 | 29 October 2010 |
| Engcobo Municipality | 16, 20, 22 and 27 | 1195 | 32805 | 18 December 2009 |
| Chris Hani District Municipality | 16, 20, 22 and 27 | 1196 | 32805 | 18 December 2009 |
| King Sabata Dalinyebo Municipality | 16, 20, 22 and 27 | 964 | 32615 | 9 October 2009 |
| African Exploration Mining Finance Corporation Reg. No. U.C. 18018 (Withdrawn by GN 220, see table below) | 16, 20, 22 and 27 | 1081 | 31485 | 10 October 2008 |
| Mbashe Municipality | 16, 20, 22 and 27 | 288 | 29747 | 5 April 2007 |
| Roads Agency Limpopo (Pty) Ltd | 16, 20, 22 and 27 | 446 | 29881 | 18 May 2007 |
| Airports Company South Africa Limited at the Port Elizabeth Airport | 16, 20, 22 and 27 | 852 | 29133 | 25 August 2006 |
| Umnambithi/Ladysmith Municipality | 16, 20, 22 and 27 | 932 | 28054 | 30 September 2005 |

**LIST OF WITHDRAWAL OF EXEMPTIONS GRANTED IN TERMS OF SECTION 106(1) OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT
ACT, 2002 (ACT 28 OF 2002)**

| ORGAN OF STATE WITHDRAWN | SECTIONS OF THE SAID ACT | GOVERNMENT NOTICE NO. | GOVERNMENT GAZETTE NO. | DATE OF PUBLICATION |
|--|-------------------------------------|----------------------------------|-----------------------------------|--------------------------------|
| African Exploration Mining and Finance Corporation (Pty) Ltd Reg. No.1944/018018107 (formerly known as African Exploration Mining Finance Corporation Reg. No. U.C. 18018) | 16, 20, 22 and 27 | 220 | 34115 | 14 March 2011 |