

**APPLICATION FOR SUSPENSION IN TERMS OF SECTION 96(2) OF THE
MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002
("MPRDA")**

CENTRE FOR ENVIRONMENTAL RIGHTS NPC	Applicant
IN RE:	
MINISTER OF MINERAL RESOURCES AND ENERGY	Decision-Maker
DIRECTOR-GENERAL: DEPARTMENT OF MINERAL RESOURCES AND ENERGY	Decision-Maker
MINERAL SANDS RESOURCES (PTY) LTD	Right Holder
TORMIN MINERAL SANDS (PTY) LTD	Right Holder

CONFIRMATORY AFFIDAVIT

I, the undersigned

ROBERT DOS SANTOS

state under oath that:

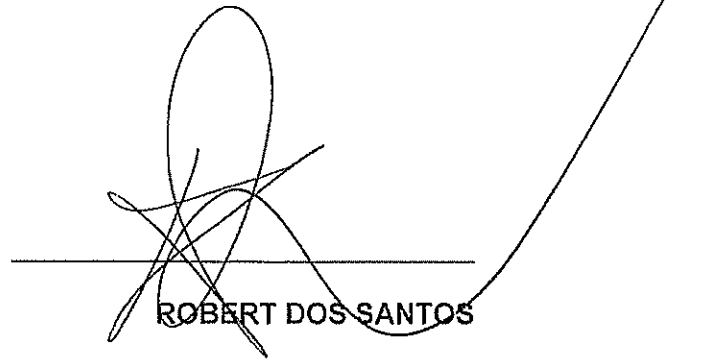
- 1 I am a Director and Producer employed at And. Advertising Agency situated at 4 Nisbet Place, Bedfordview, Johannesburg.
- 2 The facts set out in this affidavit fall within my personal knowledge and belief, except where the context indicates otherwise, and are true and correct.
- 3 On 16 October 2020, I accompanied the Applicant, the Centre for Environmental Rights ("CER"), on a helicopter flyover of the Tormin Mine on the West Coast for

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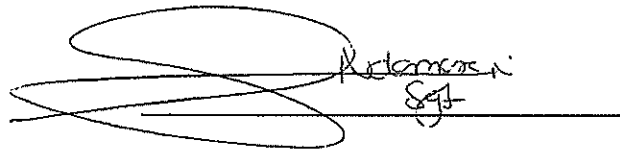
purposes of capturing aerial footage of the existing Tormin Mine area and the section 102 mining extension area.

- 4 At the request of the CER, I captured images of the existing Tormin Mine area and extension area from the aerial footage I had captured during the flyover.
- 5 These images have been annexed to the CER's affidavit in its application in terms of section 96(2) of the Minerals and Petroleum Resources Development Act, 49 of 2008 (MPRDA) for the suspension of the decision made in terms of section 102(1) of the MPRDA which allows the Right Holder, Mineral Sands Resources, to significantly expand its Tormin Mine operations.
- 6 Some of these images have also been annexed to the supporting expert affidavit of Merle Sowman.
- 7 I confirm that the images annexed to the abovementioned affidavits are accurate representations of the Tormin Mine site and extension site as viewed during the flyover.


ROBERT DOS SANTOS

I CERTIFY THAT:

1. The Deponent acknowledged to me that:
 - 1.1. He knows and understands the contents of this declaration;
 - 1.2. He has no objection to taking the prescribed oath;
 - 1.3. He considers the prescribed oath to be binding on his conscience.
2. The Deponent thereafter uttered the words, "I swear that the contents of this declaration are true, so help me God."
3. The Deponent signed this declaration in my presence at **CAPE TOWN** on this 27 day of **OCTOBER 2020**.


Sgt

COMMISSIONER OF OATHS

SOUTH AFRICAN POLICE SERVICE
COMMUNITY SERVICE CENTRE
27 OCT 2020
MOWBRAY
SUID-AFRIKAANSE POLISIEDIENS

Full names: *DuSteyns Ndumose*
Address: *32 Meun road*
Capacity: *Sgt*