

Zahra Omar

From: Zahra Omar
Sent: Tuesday, 06 October 2020 20:00
To: 'Ian Sampson'
Cc: Leanne Govindsamy
Subject: RE: MSR Tormin expansion - commencement of mining activities
Attachments: CER letter to the Minister and DG - Tormin expansion 29 September 2020_bw.pdf

Dear Ian

Thank you for your email.

We note that your client intends to oppose the CER's application for a suspension in terms of section 96(2) of the MPRDA, and that MRC has already issued a ASX release dated 25 September 2020 advising that mining operations will continue "as per normal" pending the determination of the appeal.

On 29 September 2020 we sent a letter to the Minister requesting that the suspension application be dealt with as a matter of urgency. A copy of the letter is attached. Neither the Minister nor the DMR has responded to the suspension application.

In the circumstances, on the assumption that your client is not willing to give us an undertaking not to proceed with any mining activities in the area covered by the section 102 amendment of the mining right, pending the decision in respect of the suspension application, we will now prepare to launch an interdict application on a semi-urgent basis and will liaise with you shortly in respect of a proposed timetable once we have an indication of available dates on the semi-urgent roll.

As requested in our email of 2 October 2020, kindly provide us with a copy of the following documents in relation to MSR's section 102 application:

- Section 102 decision/approval
- Amended Social and Labour Plan
- Mining Work Programme

Kindly also provide us with a copy of the Rehabilitation Plan provided for in MSR's Environmental Management Programme (EMPr).

Kind regards

Zahra Omar
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The Centre for Environmental Rights acknowledges the extraordinary circumstances of this moment and the devastating impacts of COVID-19 on lives, health, and livelihoods for people around the world and in our country.