

ANNEXURE D10 - CORRESPONDENCES

Background

The correspondences between the I&APs, EAP and the applicant on this project dates as far back as 02/03/2016. The table below (*table 1*), summarises all the communication that has taken place between all parties concerned.

Table 1- Summary of current issues raised by Landowners and I&APs

INTERESTED AND AFFECTED PARTIES LIST THE NAMES OF PERSONS CONSULTED IN THIS COLUMN, AND MARK WITH AN X WHERE THOSE WHO MUST BE CONSULTED WERE IN FACT CONSULTED.	DATE COMMENTS RECEIVED	ISSUES RAISED	EAP'S RESPONSE TO ISSUES AS MANDATED BY THE APPLICANT	SECTION AND PARAGRAPH REFERENCE IN THIS REPORT WHERE THE ISSUES AND OR RESPONSE WERE INCORPORATED.
Affected Parties				
Landowner/s				
John William Roux	02/03/2016	Hi Charlie, Three Sisters 262 belongs to Bill Bruce. The last time we had contact, which was a few years ago his number was 011 422 1097. Bien Venue portion 0, looks like Luke von Johnson's farm, Boondocks, Luke will be able to help you. His number is 082 803 2666. Kind regards John	Dear John, Hope you are well. We apologise for the delay in coming back to you with the necessary documents as we have been waiting for the number that we now have. Please would you peruse the attached documents and fill in your concerns or suggestions and sign the attached comment form. Due to there being postal delays we would ask of you if you could please return the completed comment form back to us with email. We have also posted the same documents to you via registered mail. Please do not hesitate	

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			to contact me directly if you should have any further queries. Kind regards, Charlie Watts	
Giovanna Secco	18/04/2016	<p>Dear Charlie, Would you kindly send me interim information on what your agreement is with J Roux regarding the prospecting rights for mining and anything else that may have an impact on us as farmers and the community. Many tahanks Giovanna</p> <p>Dear Charlie, Many thanks and keep us updated. We shall hopefully be able to complete the comment form upon receiving it. Kind regards, Giovanna</p> <p>Dear Charlie, This is the first time that I have been asked to complete and peruse documents pending to mining rights and over land that we own. Most important is to understand what are the intentions of your company. Kindly give us a briefing on email as to your intentions of the type of mining, planning and some of the immediate various thoughts</p>	<p>Good day Giovanna, Hope you are well. I apologise for the delay with the Comments Form required by the Department of Mineral Resources. We are still awaiting the Reference number from the Department. As soon as we receive the Ref No we will forward the comment Form to you. Kind regards, Charlie Watts</p> <p>Good day Giovanna, Thank you for your email. We have no agreement with Mr John Roux, I have spoken with John on a few occasions, and have and have asked him to participate in this process and give his comments as he has vast knowledge of the area and within his farm boundaries, we believe his input would be extremely</p>	

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		<p>below that come to my mind.</p> <ol style="list-style-type: none"> 1. Do you ever have intentions of mining on the farm Amigo which is now a full agriculture production? Are you going to mine over the section now called Zuccherro Uno i.e it was part of Riebek. 2. What type of machinery, transport will you be having on the roads which access Three Sisters farm from Louw's Creek. The roads are not surfaced and really get into bad condition with lots of dust which is detrimental to farming. Heavy trucks will create a problem with dust and visibility and one must realise that slow moving tractors criss cross the road continuously. 3. Water resources- What water will you be needing and where will you access this from? 4. Labour availability, 	<p>beneficial in putting together a prospecting plan that has minimum impact on the area.</p> <p>As I mentioned to you, I will be sending you a Comment Form and if you wish to participate in this process, it would be appreciated. However your farm is not in our target area and it may be an option to amend our exam to excuse your farm from our prospecting claim.</p> <p>We are still awaiting the reference no from the Department of Mineral Resources, which must accompany the comment form.</p> <p>I will keep you posted.</p> <p>Kind regards, Charlie Watts</p> <p>Dear Giovanna, Hope you are well.</p> <p>We apologise for the delay in coming back to you with the necessary documents as we have been waiting for the number that we now have.</p> <p>Please would you</p>	

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		<p>number of laboures and movement of labour to and from work and housing of labour- Please enlighten us on the planning of the labour situation. How are you going to control the movement of the "Zama Zama". This is a concern to us as property owners as there seem to be many living in our area and are armed with dynamite, guns and all things.</p> <p>Before I sign any documents I will need to have this checked out by our legal advisers.</p> <p>Many thanks, Giovanna</p> <p>Charlie, I should be able to make it on Monday. Please give a call on Sunday to confirm.</p>	<p>peruse the attached documents and fill in your concerns or suggestions and sign the attached comment form. Due to there being postal delays we would ask of you if you could please return the completed comment form back to us with email. We have also posted the same documents to you via registered mail. Please do not hesitate to contact me directly if you should have any further queries.</p> <p>Kind rgards, Charlie Watts</p> <p>Good day Giovanna, Thank you for your prompt response.</p> <p>Most of the questions you have regarding our intentions to prospect in the area are answered in our PWP which is attached to the mail I sent you.</p> <p>Regarding the farm Zucchero Uno, with the name changes that have happened in the area I could answer that when we meet, if you would bring a map to clearly</p>	

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			<p>define where it is situated, and then I would be able to comment, also at the meeting I could address more of your concerns. Please note our intention is to prospect the area at this point in time, we have not applied for mining rights. Please let me know when you would be available to meet. I am available this coming Monday the 18th of April 2016 around midday.</p> <p>Kind regards Charlie Watts</p> <p>Good day Giovanna Ok I will call you on Sunday to confirm Monday's meeting.</p> <p>Kind regards Charlie Watts</p> <p>Good day Giovanna, Thank you for taking time out and meeting me on Monday to discuss prospecting rights over your Amigo farm that in the past fell within the boundary of the Three Sisters farm. I have had a meeting with my geologist and we have made a decision, that since</p>	

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			<p>the Amigo farm is a agricultural producing farm and does not fall near our targets for prospecting , we have started the process to amend Amigo farm out of the proposed prospecting area. Therefore we have no further need for your comment form to be filled in by yourself and returned to us.</p> <p>Kind regards Charlie Watts (Please see attached figures below table of correspondence between Applicant, Amigo farm and legal representative below)</p>	
Quentin Bruce	13/04/2016	<p>Hi Charlie, All good thank. No Problem. Kind regards Quentin</p> <p>"I am aware of prospecting work to be carried out and I am happy for Sunshine Reserves to go with this as long as the land is left in good order and rehabilitated to some degree of its former state once work has been carried out."</p>	<p>Dear Quentin, Hope you are well. We apologise for the delay in coming back to you with the necessary documents as we have been waiting for the number that we now have. Please would you peruse the attached documents and fill in your concerns or suggestions and sign the attached comment form. Due to there being postal</p>	

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			<p>delays we would ask of you if you could please return the completed comment form back to us with email. We have also posted the same documents to you via registered mail. Please do not hesitate to contact me directly if you should have any further queries. Kind regards, Charlie Watts</p>	
<p>Stuart Jensen</p>		<p>No comment</p>	<p>Dear Stuart, Hope you are well. We apologise for the delay in coming back to you with the necessary documents as we have been waiting for the number that we now have. Please would you peruse the attached documents and fill in your concerns or suggestions and sign the attached comment form. Due to there being postal delays we would ask of you if you could please return the completed comment form back to us with email. We have also posted the same</p>	

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			<p>documents to you via registered mail. Please do not hesitate to contact me directly if you should have any further queries.</p> <p>Kind regards, Charlie Watts</p> <p>Good Day Stuart and Ann, Hope you are well. As discussed last week between myself and Ann herein is the basic claim map showing the boundaries of the claim that we are in the process of acquiring. Please be so kind as to mark in your farm boundary so that we can check to see if you will be an affected party or not.</p>	
Lawful occupier/s of the land				
Landowners or lawful occupiers on adjacent properties				
Municipal councillor				
Counsellor Shongwe (Ward 30)				
Municipality				
Mbombela Local District				
Nkomazi Local				

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Municipality				
Organs of state (responsible for infrastructure that may be affected e.g. Roads Department, Eskom, Telkom, DWS, etc.				
Department of Mineral Resources				
Mr Matome Montsha	16/03/2016 16/10/2018	<p>Dear Madam/Sir</p> <p>APPLICATION FOR A PROSPECTING RIGHT IN TERMS OF SECTION 16 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT,2002 (ACT 28 OF 2002): THE REMAINING EXTENT OF THE FARM THREE SISTERS 254 JU, THE REMAINING EXTENT AND PORTION 3 OF THE FARM BIEN VENUE 255 JU (EXCLUDING GOLD ORE), THE REMAINING EXTENT OF THE FARM THREE SISTERS 262 JU AND THE FARM THREE SISTERS 256 JU (EXCLUDING GOLD ORE AND SILVER ORE) SITUATED IN THE MAGISTERIAL DISTRICT OF BARBERTON</p> <p>1. In view of the above please be informed that your abovementioned application for prospecting of Diamond, Gold Ore, Iron Ore and Silver Ore has been</p>		

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		<p>accepted in terms of Section 16 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).</p> <p>2. Please be informed that Gold Ore and Silver Ore have been excluded on the remaining extent and portion 3 of the farm Bien Venue 255 JU and the farm Three Sisters 256 JU for reason that another party holds a prospecting right as contemplated in section 16 (2) (b) of the Act.</p> <p>3. Please take notice that in terms of section 16 (4) of the Act as amended by section 12(d)(a) and 12(d)(b) of the Amendment Act, you are required to:</p> <p>3.1 to consult the prescribed manner with the landowner, lawful occupier and any interested and affected party including Tegeta</p>		

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		<p>Exploration and Resources (Pty)Ltd, Isibaya Mining Resources (Pty)Ltd, Batho-Batho Mining (Pty)Ltd and Cathula Mining with intention of concluding a co-operative agreement which agreement will determine the success or failure of your application and the Land Restitution Commission and submit the result of such consultation on or before the 04 May 2016</p> <p>4. You are in terms of section 17(1) of the Act as amended by section 13 (c) of the Amendment Act required to give effect to the objects referred to in section 2(d) of the Act to ensure that you are BBBEE compliant. Therefore please submit on or before</p>		

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		<p>04 May 2016 to this office for the attention of the writer hereon any documentation proving such including but not limited to:</p> <ul style="list-style-type: none"> 4.1 Certified copies of share certificates and shareholders register 4.2 Certified copies of Shareholders agreements 4.3 Certified copies articles and memorandum of association of the company 4.4 Trust deed documents and letters of authority for any trust holding shares 4.5 Details relating to funding (all relevant agreements) 4.6 Any other information that may be necessary to explain and serve as evidence that the applicant meets the appropriate 		

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		<p>HDSA ownership and/or compliance requirements of the aforesaid Act and Mining Charter; thereby including women and communities in your structure</p> <p>5. Please submit within 14 days from date of this letter for the attention of Mr Siyabonga Panduva 3 copies of a complete prospecting work programme prepared in terms of regulation 7 of the Mineral and Petroleum Resources Development Act, 2002 (Act no 28 of 2002): Mineral and Petroleum Development Regulation.</p> <p>6. Please take note that failure to adhere to the timeframe stipulated above and to submit any documentation required in terms of this notice will</p>		

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		<p>result into non-compliance with the provision of the Act and the Amendment Act and will result in your application being processed refusal.</p> <p>Yours faithfully Attention: Mr Charles Morries Watts</p> <p>COMMENTS IN RESPECT OF THE BASIC ASSESSMENT REPORT (BAR) LODGED IN TERMS OF REGULATION 19 OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 IN RESPECT OF PROSPECTING ACTIVITIES TO BE CONDUCTED ON THE REMAINING EXTENT OF THE FARM THREE SISTERS 254 JU, THE REMAINING EXTENT AND PORTION 3 OF THE FARM BIEN VENUE 255 JU, THE REMAINING EXTENT OF THE FARM THREE SISTERS 262 JU AND THE FARM THREE SISTERS 256 JU, SITUATED IN THE MAGISTRALIAL DISTRICT OF BARBRTON IN MPUMALANGA REGION.</p> <p>The above mentioned application bears reference; Your Basic Assessment Report Dated 04th July 2016 submitted in respect of the above mentioned-mentioned application</p>		

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		<p>cannot be considered compliant in its current form in that:-</p> <ul style="list-style-type: none"> a) The BAR is not aligned with the application for environmental authorisation; furthermore the application form for environmental authorisation reflects the 2010 listed activities instead of the 2014 EIA regulations. b) The information contained in the BAR indicates that an objection was received regarding portion 2 of the Three Sisters 256 JU, as such you are directed to address/ resolve the objection in your revised BAR. c) The BAR does not contain the results of the public participation undertaken with all the stakeholders (i.e state departments & local municipality, identified interested and affected parties), including inputs as well as a summary of the 		

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		<p>issues raised by interested and affected parties and an indication of the manner in which the issues were incorporated.</p> <p>d) The financial provision provide in the BAR is not calculated in accordance with the department's approved guidelines.</p> <p>e) The BAR does not provide an environmental awareness plan describing the manner in which the applicant intends to inform his or her employees of any environmental risks which may result from their work and how risks must be dealt with in order to avoid pollution or the degradation of the environment.</p> <p>In view of the foregoing, you are herewith requested to address the above and submit two copies of the BAR 29 July 2018.</p> <p>Should you require any further clarity regarding the above, do not</p>		

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		<p>hesitate to contact the above-mentioned person at the contact details provided. Yours faithfully Getlemen/Ladies ERRATUM: ACCEPTANCE OF AN APPLICATION FOR PROSPECTING RIGHT IN TERMS OF SECTION 16 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT 28 OF 2002) (HEREIN AFTER AS THE ACT). This letter serve to effect the corrections on the properties which were erroneously excluded in the acceptance letter dated 16 March 2016 therefore properties accepted reads as follows: the Remaining Extent of the Farm Three Sisters 254 JU, the Remaining Extent, Portions 2 and 3 of the farm Bien Venue 255 JU, (excluding Gold Ore), the Remaining Extent of the farm Three Sisters 262 JU, and the farm Three Sisters 256 JU, (excluding Gold Ore and Silver Ore), Magisterial District of Barberton</p>		

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		and the due dates on the acceptance letter 16 March 2016 remain valid. Yours faithfully		
Traditional Leaders				
Dept. Environmental Affairs				
Mpumalanga Tourism and Parks Agency (F.N. Krige)	13/12/2018	"Dear Mr. Montsha Herewith the MTPA'S request to be registered as an Interested and Affected Party for the Prospecting proposal, MP 30/5/1/1/3/2/1 (14169) and to be provided with the hard copies of the BAR and EMPR. Kind Regards "	Email and request Acknowledged	
Other Competent Authorities affected				
Other Affected Parties				
Joshua Hattingh	29/11/2018	"We (Isibaya Mining Resources Pty Ltd) abandoned rights in favour of Sunshine. It will be good for the local community so far as employment is concerned. Adhere to the EMP and good luck."	Comments acknowledged	
Interested Parties				
Nico Oosthuizen	14/12/2018	"We confirm that we are an I&AP in the above process by virtue of being an affected landowner. Kindly provide clear copies of the following documents	"Dear Nico, Thank you very much for the e-mail and registering as an Interested and Affected Party on the	

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		<p>so that we may make informed decisions and comments as IAP:</p> <ol style="list-style-type: none"> 1. Prospecting application, including every annexure thereto 2. DMR acceptance letter 3. Map indicating the location of the application, in relation to cadastral boundaries and manmade and natural features for orientation 4. All correspondence with and from DMR to date 5. All correspondence with and from and I&APs to date 6. All documents generated (including full sets of annexures) pertaining to the PR application itself 7. All documents generated (including full sets of annexures) pertaining to all further processes and applications related to or flowing from the PR application (e.g. EMP, Environmental Authorisations, 	<p>project. Can you kindly share your postal address with us so that we can send you the BAR? We also look forward to your inputs. Kind regards”</p>	

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		<p>Water Use Licence, rezoning, impact assessments, heritage studies and specialist reports, etc.)</p> <p>This email address can be used for all documentation purposes.</p> <p>Kind regards</p> <p>Thanks for the reply. I am unable to accept hard copies due to travel.</p> <p>Please email up to 20mb files to this address and if necessary break email into multiple smaller ones.</p> <p>Kindly ensure that all documents are provided and that documents are complete.</p> <p>Regards”</p>		
Robert Davel	14/12/2018	<p>“Good Mr. Tomose and Mr. Kolisi.</p> <p>Mpumalanga Agriculture is the provincial affiliate from Agri SA in Mpumalanga. At our side we host almost 35 Farmers Associations from across the province.</p> <p>It came to our attention that Sunshine Mineral Reserves (Pty) Ltd apply for prospecting rights on:</p> <p>An area, approximately 4689.738485 hectares in extent, situated 32,72 kilometres north-east of Barberton, 43 kilometres from Nelspruit and 15 kilometres from Matsulu in</p>	<p>“Dear Mr Davel,</p> <p>The receipt of your e-mail is acknowledged. Thank you very much for time and sending us this formal correspondence to register as an Interested and Affected Party (I&AP) on the project. We have taken note of it and will include your and your colleagues in the list of I&APs register. We will also share the BAR with you and your</p>	

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		<p>Mpumalanga Province. The study area covers the following farms: Bien Venue 255 JU (Remaining Extent, Portion 2 and 3); Remaining Extent of farm Three Sisters 254 JU; Three Sisters 256 JU, and; Three Sisters 262 JU (Remaining Extent). The application area is situated approximately 10km from Barberton Makhonjwa Mountains (BMM) World Heritage Site declared which is a protected area.</p> <p>Due to the possible impact of prospecting and mining activities on the agriculture sector Mpumalanga Agriculture request to be registered as an interested and affected party in regards this application by Sunshine Mineral Reserves. According to your notice on 7 November we were supposed to register as interested and affected party before 9th December 2018.</p> <p>Unfortunately, this notice was bringing to our attention only yesterday 13th December 2018.</p> <p>Please confirm our request to be registered as interested and affected party.</p> <p>Kind regards."</p>	<p>colleagues. We also look forward to receiving your inputs in the whole process.</p> <p>Kind regards"</p>	
Ronelle Meyer	14/12/2018	"Sirs Kindly register the Nkomazi	"Dear Ms Meyer, The receipt of your e-	

INTERESTED AND AFFECTED PARTIES LIST THE NAMES OF PERSONS CONSULTED IN THIS COLUMN, AND MARK WITH AN X WHERE THOSE WHO MUST BE CONSULTED WERE IN FACT CONSULTED.	DATE COMMENTS RECEIVED	ISSUES RAISED	EAP'S RESPONSE TO ISSUES AS MANDATED BY THE APPLICANT	SECTION AND PARAGRAPH REFERENCE IN THIS REPORT WHERE THE ISSUES AND OR RESPONSE WERE INCORPORATED.
		<p>Mining Forum as an affected and interested party in respect of the application for prospecting rights as mentioned below.</p> <p>Correspondence to: Ronelle.putter@lantic.net”</p>	<p>mail is acknowledged. Thank you very much for taking time and sending us this formal correspondence to register as an Interested and Affected Party (I&AP) on the project. We have taken note of it and will include you and your colleagues in the list of I&APs register. We will also share the BAR with you and your colleagues. We also look forward to receiving your inputs in the whole process.</p> <p>Kind regards”</p>	
FFASE(Mariette Liefferink	20/11/2018	“Noted, with thanks”		
WESSA (Tisetso Kholumo)	20/11/2018	<p>“Good day</p> <p>Please note I am on maternity leave from 10th September till 1st February 2019.</p> <p>For Anything office related please contact Dikeledi Matsunyane dikeledi@wessa.co.za “</p>		