



mineral resources & energy

Department
Mineral Resources and Energy
REPUBLIC OF SOUTH AFRICA

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Email: Nicholas.Chavalala@dmre.gov.za Ref No: GP30/5/1/2/2(10113) MR

From: Mineral Regulation: Gauteng Office **Enquiries:** Nicholas Chavalala

Glubay Coal (Pty) Ltd
7th floor Fredman Towers
13 Fredman drive
Sandton
2196

Attention: Ms. Sara Wanless

Email: sw@menar.com

AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR PROPOSED MINING ACTIVITIES FOR MINING COAL IN TERMS OF REGULATION 16 OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AS AMMENDED ("NEMA"), THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS, 2014 IN RESPECT OF PORTION 2, 16, 22, 29, 30, 34, 35, 39, 54, 55, 64, 65, 66, 82, 83, 84, 85, 93, 95, 97, 99, 100, 102, 105 AND 106 OF THE FARM VLAKFONTEIN 546 IQ, PORTION 2, 8, 36 AND 37 OF THE FARM DAMFONTEIN 541 IQ, PORTION 1 AND 4 OF THE FARM SMALDEEL 542 IQ, PORTION 16, 89 AND 101 OF THE FARM WALDRIFT 599 IQ AND PORTION 159 OF THE FARM VLAKFONTEIN 546 IQ, SITUATED IN THE MAGISTERIAL DISTRICT OF VEREENIGING.

The Scoping Report (SR) and Plan of Study for Environmental Impact Assessment received by the Department on 27 June 2023 refers.

1. The Department is satisfied that the abovementioned SR and Plan of Study for Environmental Impact Assessment complies with the minimum requirements of Appendix 2(2) of EIA Regulations, 2014.

2. The SR is hereby accepted by the Department in terms of regulation 22(a) of the NEMA EIA Regulations, 2014.
3. You may proceed with the Environmental Impact Assessment process in accordance with the abovementioned SR.
4. Please ensure that comments from all relevant stakeholders are submitted to the Department with the Environmental Impact Assessment Report (EIAR). This should include comments from the Provincial Heritage Resources Authority, Gauteng Department of Agriculture and Rural Development (GDARD), Department of Agriculture, Forestry and Fisheries (DAFF), Department of Water and Sanitation (DWS) and Sedibeng District Municipality and Lesedi Local Municipality. Please ensure that the designs of the waste management facility are forwarded to the Department of Water and Sanitation for comments.
5. You are hereby reminded to comply with the requirements of Regulation 3 of the NEMA with regards to the time period allowed for complying with the requirements of the Regulations.
6. Further, it must be reiterated that, should an application for Environmental Authorisation and Waste Management Licence be subjected to any permits or authorisations in terms of the provisions of any Specific Environmental Management Acts (SEMAs), proof of such application will be required.
7. You are required to, within 106 days of acceptance of the scoping report, submit three hard copies and one (1) electronic copy through SAMRAD, of the EIAR/EMPr reports as prescribed in the EIA Regulations, 2014 to this Regional Office.
8. The above-mentioned report must be inclusive of any specialist reports and an EMPr which have been subjected to the public participation process of at least 30 days incorporating the comments received, including all comments from the competent authority. Kindly refer to section 24N (2) of National Environmental Management Act, 1998 (Act 107 of 1998) as amended and Appendix 2, 4 and 6 of the EIA Regulations for the minimum requirements set for the aforementioned reports. The public participation process should be conducted as stipulated in chapter 6 of the EIA Regulations and taking into considerations any guideline applicable for public participation.

9. Kindly note that acceptance of your scoping report application does not grant you a right to commence with the listed activity (Environmental Authorisation and Waste Management Licence) applied for. Acceptance simply confirms that your application will be processed further and a recommendation for granting or refusal of an Environmental Authorisation and waste management licence will be forwarded to the Minister or his delegate for consideration, and the decision will be communicated as stipulated in regulation 4(1) of the EIA Regulations.
10. You should also note that commencement with a listed activity without an Environmental Authorisation and Waste Management Licence contravenes the provisions of section 24F (1) of National Environmental Management Act, 1998 (Act 107 of 1998), as amended (NEMA) and constitutes an offence in terms of section 49A (1) (a) of NEMA.
11. Further note that in terms of regulation 45 of the EIA Regulations; your failure to submit the documents or meet any timeframes prescribed in terms of the said Regulations will result in your application deemed to have lapsed.

Yours faithfully


REGIONAL MANAGER: MINERAL REGULATION
GAUTENG REGION
DATE: 12/09/2023

CC: Johan Mare

Cc Email: johan@menco.co.za