

Cobus Hoon

From: Cobus Hoon
Sent: 15 May 2025 08:59
To: Nkateko.Mhlarhi@dmre.gov.za
Cc: Tuwani.Monyai@dmre.gov.za; Rebone.Nkambule@dmre.gov.za; Garyn Rapson;
Paula-Ann Novotny
Subject: RE: FS12MR, signed EA

| Tracking: | Recipient | Delivery |
|------------------|-----------------------------|-----------------------------|
| | Nkateko.Mhlarhi@dmre.gov.za | |
| | Tuwani.Monyai@dmre.gov.za | |
| | Rebone.Nkambule@dmre.gov.za | |
| | Garyn Rapson | Delivered: 15/05/2025 08:59 |
| | Paula-Ann Novotny | Delivered: 15/05/2025 08:59 |

Dear Sir,

We refer to our email below, dated 9 May 2025.

We wish to record that we have not been provided with copies of the Regulators' Comments, as defined in our email below.

We kindly request that you provide us with copies of the Regulators' Comments **by no later than close of business on Friday, 17 May 2025.**

As stated in our email below, DBCM reserves its rights to supplement its appeal once it has received the requested documents.

All DBCM's rights are reserved.

Kind regards

Cobus Hoon | Senior Associate | Webber Wentzel

T:+27115305972 | M:+27725602877 | cobus.hoon@webberwentzel.com | www.webberwentzel.com

From: Cobus Hoon
Sent: 09 May 2025 14:16
To: Nkateko.Mhlarhi@dmre.gov.za
Cc: Tuwani.Monyai@dmre.gov.za; Rebone.Nkambule@dmre.gov.za; Garyn Rapson
<garyn.rapson@webberwentzel.com>; Paula-Ann Novotny <Paula-Ann.Novotny@webberwentzel.com>
Subject: RE: FS12MR, signed EA [WW-WS_JHB.FID2915975]

Dear Sir,

We act for De Beers Consolidated Mines Proprietary Limited ("**DBCM**").

We refer to the decision of the Chief Director: Mineral Regulation ("**Chief Director**") of the Department of Mineral and Petroleum Resources ("**DMPR**") to refuse ("**Refusal Decision**") DBCM's application, in terms of regulation 31 of the Environmental Impact Assessment Regulations, 2014, for the amendment of the Environmental Management Programme in respect DBCM's Voorspoed Mine ("**Amendment Application**"). The Refusal Decision is dated 23 April 2025 but was received by DBCM on 29 April 2025.

The reasons for the Chief Director's decision ("**RoD**") to refuse the Amendment Application, which are attached to the Refusal Decision, sets out the information which was considered by the Chief Director in taking the Refusal Decision. Paragraphs 1(f) and (h) under Annexure 1 to the RoD refer to comments received from both the Department of Water and Sanitation and the Principal Inspector of Mines in respect of the Amendment Application (collectively referred to as the "**Regulators' Comments**"). We record that the Regulators' Comments have not been provided to DBCM.

Furthermore, we note that each page of the RoD has been stamped by the DMPR. However, in several instances, the DMPR's stamp has been placed over crucial parts of the wording of the RoD, making some paragraphs of the RoD impossible to read and/or interpret.

We have been instructed by DBCM to submit an appeal against the Refusal Decision in accordance with the provisions of section 43 of the National Environmental Management Act, 1998, as amended. Accordingly, we hereby request that the DMPR urgently, and **by no later than close of business on Monday, 12 May 2025**, provide us with copies of the Regulators' Comments, as well as an unstamped copy of the RoD.

Should the DMPR fail to provide us with the requested documents within the aforementioned timeframe, DBCM reserves its rights to supplement its appeal once it has received the requested documents.

All of DBCM's rights are reserved.

Kind regards

Cobus Hoon | Senior Associate | Webber Wentzel

T:+27115305972 | M:+27725602877 | cobus.hoon@webberwentzel.com | www.webberwentzel.com

From: Nkateko Mhlarhi

Sent: Tuesday, 29 April 2025 15:06

To: petrus.jordan@debeersgroup.com; sharonm@gcs-sa.biz

Cc: Hans.Kgasago@debeersgroup.com; Tuwani Monyai <Tuwani.Monyai@dmre.gov.za>

Subject: FW: FS12MR, signed EA

Good afternoon

Kindly receive the attached document for your attention and further handling. Responses and further communication may be forwarded to Mr. Tuwani Monyai.

Kind regards

Nkateko Mhlarhi

The information contained in this communication (including any attachments) is confidential and may be legally privileged. The views expressed may not be official policy, but the personal views of the originator. It is intended solely for the use of the individual or entity to whom it is addressed and others authorised to receive it. If you are not the intended recipient you are hereby notified that any disclosure, copying, distribution or taking action in reliance of the contents of this information is strictly prohibited and may be unlawful. If you have received it in error, please notify the sender by return e-mail and delete it from your system. The sender is neither liable for the proper, complete transmission of the information contained in this communication nor for any delay in its receipt.

Emails are not secure and cannot be guaranteed to be error free as they can be intercepted, amended, lost or destroyed, or contain viruses. Anyone who communicates with us by email is taken to accept these risks.

Please note we reserve the right to monitor and archive all e-mail communication through our

internal and external networks so as to ensure compliance with internal policies and to protect our business.

This email is from De Beers UK Limited (Registered Number - 2054170), a private limited company forming part of The De Beers Group and incorporated in England and Wales with its Registered Office at 17 Charterhouse Street, London, EC1N 6RA. De Beers Auction Sales is a division of De Beers UK Limited