



mineral resources & energy

Department:
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

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Ref: LP 30/5/1/1/3/2/1 (15620) EM

Sub-Directorate: Mine Environmental Management

Registered mail:

The Director (S):

LIFE AT ITS BEST ENTERPRISE PTY LTD
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For Attention: Luula Milton

ACKNOWLEDGEMENT OF AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AS AMENDED (NEMA), 2014 FOR A PROSPECTING RIGHT (BULK SAMPLING) AND RELATED INFRASTRUCTURAL ACTIVITIES IN RESPECT OF FARM LINA 595 MS; SITUATED WITHIN MAKHADO LOCAL MUNICIPALITY: LIMPOPO REGION

1. I refer to the above-mentioned matter and confirm that your application for Environmental Authorisation lodged on **09 July 2024** is hereby acknowledged.
2. Please be advised that the department will start counting the National Environmental Management Act time frames upon acceptance of your application lodged in terms of Mineral and Petroleum Resources Development Act, Act 28 of 2002.
3. This means that you are expected to commence with the **Scoping process** and a **plan of study for undertaking the environmental impact assessment** immediately after acceptance of your application lodge in terms of Mineral and Petroleum Resources Development Act, Act 28 of 2002 and consult the draft Scoping Report (SR) in terms of Section 24 K of National Environmental Management Act, Act 107 of 1998, as amended with Limpopo Department of Economic Development Environment and Tourism, Eskom Holding, Department of Water and Sanitation, Department of Agriculture Rural Development and Land Reform, South African Heritage Resources Agency, District and Local Municipality where the proposed development project is situated and give them **30 days** commenting period.

4. Please ensure that consultation in terms of Section K of National Environmental Management Act, Act 107 of 1998 is running simultaneously with the Public Participation Process outlined in Regulation 40 of Environmental Impact Assessment Regulation of 2014.
5. Three hard copies and one soft copy of the final **Scoping Report must** be submitted in our office within **44 Calendar** days from the date of acceptance of your application lodged in terms of Mineral and Petroleum Resources Development Act (Act 28 of 2002), as amended. In addition, therefore, you are expected to upload a final copy of Scoping Report in to the SAMRAD System.
6. The final **Scoping Report** must contain proof, comments and inputs from stakeholders and interested and affected parties with regards to the consultation done in terms of Section 24 K of NEMA as well as consultation done in terms of Regulation 41 of 2014 EIA Regulation and must **also** comply with **Appendix 2 of 2014 EIA Regulation**. In addition, therefore, the final **Scoping Report** must also contain all the individual mining activities that will be undertaken on site.
7. You are advised to submit the required Scoping Report after acceptance of your application lodged in terms of Mineral and Petroleum Resources Development Act (MPRDA), be aware that if you submit the Scoping Report prior to the acceptance of your application lodged in terms of Mineral and Petroleum Resources Development Act, such Scoping Report will be kept in abeyance and will be processed upon acceptance of your MPRDA application.
8. Acknowledgement of your application does not grant you permission to commence with the activities applied for. Commencement of a listed activity without granted environmental authorisation constitutes an offence in terms of Section 49A (1) (a) of NEMA, 1998 (Act 107 of 1998) as amended and upon conviction for such an offence, a person is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding ten years, or to both such fine and such imprisonment.
9. Kindly note that Regulation 45 of 2014 EIA Regulations stipulates that *“an application in terms of these Regulations lapses and a competent authority will deem the application as having lapsed, if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless extension has been granted in terms of regulation 3(7).”*
10. Should your application lodged in terms of Mineral and Petroleum Resources Development Act gets rejected, this department will stop processing your application lodged in terms of Section 24 of National Environmental Management Act and there will be no need for your company to submit further environmental technical documents.

11. **Section 24 H of National Environmental Management Act (Act 107 of 1998) makes provision that unregistered Environmental Assessment Practitioners (EAPs) may not hold primary responsibility for the planning, management, co-ordination, or review of environmental impact assessments (EIAs) and environmental management programmes (EMPrs).**
12. **Please take note that no proof of registration with Environmental Assessment Practitioner Association of South Africa (EAPASA) has been attached to this application.**
13. **In order to comply with the provision of Section 24 H of National Environmental Management Act (Act 107 of 1998), as amended and therefore you are given seven (14) days from the date of this letter to ensure that such proof of registration with EAPASA is uploaded to the SAMRAD System for easy reference. Failure to submit such proof may have negative impact on this application.**
14. **Please also ensure that the application for EA is signed by both EAP and applicant and upload the signed application on the SAMRAD system within 14 days of this letter.**
15. **Should the EAP who assisted you to compile this application is not yet registered you are advised to use the same 14 days deadline to find a registered EAP.**
16. **Failure to address the concerns raised in item 11 to 15 of this letter will leave this department with no option but to refuse your application for EA due to failure to comply with Provision of Section 24 H of NEMA and its guiding Regulation**

Please feel free to contact this office should you have any queries,

Yours faithfully

PP. MAQUADA R

REGIONAL MANAGER MINERAL AND PETROLEUM REGULATION:

LIMPOPO REGIONAL OFFICE

DATE: 11/07/2024