

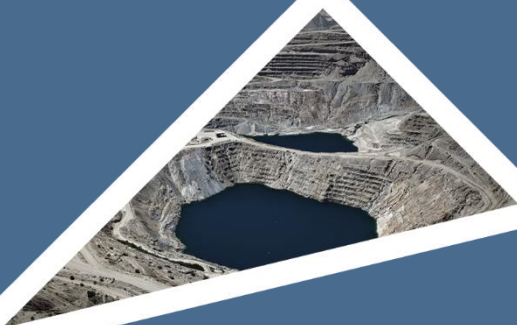


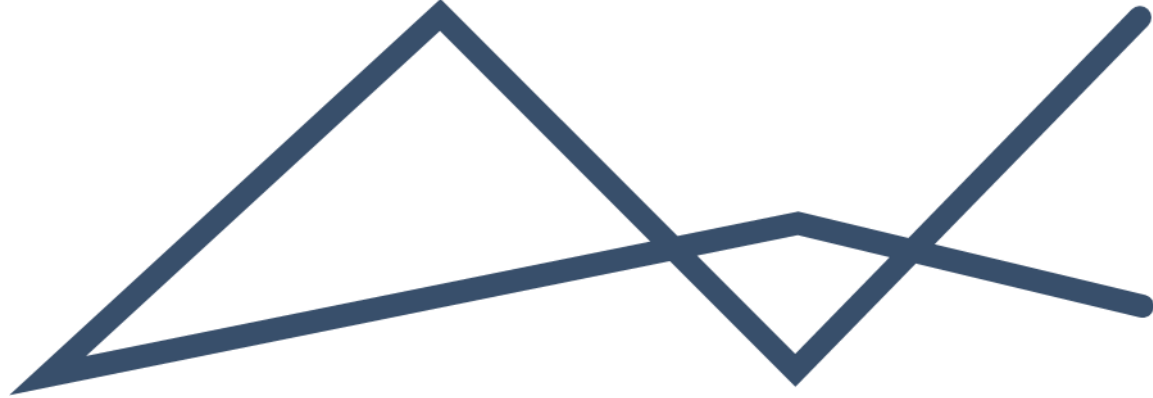
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## PUBLIC PARTICIPATION REPORT

GLENCORE WCM KROONDAL MINE INFRASTRUCTURE





#### DOCUMENT DETAILS

**EIMS REFERENCE:** 1637

**DOCUMENT TITLE:** Glencore WCM Kroondal Mine Infrastructure Project – Public Participation Report

#### DOCUMENT CONTROL

	NAME	SIGNATURE	DATE
<b>COMPILED:</b>	Alexander Msipa		2025/07/23
<b>CHECKED:</b>	Jolene Webber & Brian Whitfield		2025/07/23
<b>AUTHORIZED:</b>	Liam Whitlow		2025/07/23

#### REVISION AND AMENDMENTS

REVISION DATE:	REV #	DESCRIPTION
2025/07/23	ORIGINAL DOCUMENT	Public Participation Report for Basic Assessment Report - BAR Availability



## Table of Contents

1	Introduction .....	1
2	Objectives Of The Public Participation.....	3
3	Legal Compliance .....	4
4	Identification Of Interested And Affected Parties (I&APs).....	4
4.1	List of Organs Of State Identified And Notified.....	4
4.2	List of Other Key I&APs Identified and Notified .....	5
5	Notification of Interested and Affected Parties .....	6
5.1	Initial Notification of Key I&APs .....	6
5.1.1	Faxes, Registered Mail and Emails .....	6
5.1.2	Newspaper and Gazette Advertisements .....	6
5.1.3	Site Notice Placement.....	6
5.2	Notification of Interested and Affected Parties of Basic Assessment Report Availability .....	7
6	Summary of Public Participation Opportunities .....	7
7	Record of Issues Raised.....	8
8	Conclusion and Recommendations.....	8
9	Appendices.....	9

## List of Tables

Table 1: Summary of Public Participation Opportunities .....	7
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## Appendices

**Appendix C1: IAP Database**

**Appendix C2: Initial Notification Proof**

**Appendix C3: Newspaper and Gazette Notice Proof**

**Appendix C4: Site Notice Proof**

**Appendix C5: Table of Correspondence**

**Appendix C6: Correspondence Document**

## Abbreviation List:

BAR:	Basic Assessment Report
DMRE:	Department of Mineral Resources & Energy
DFFE:	Department of Forestry, Fisheries and the Environment
EA:	Environmental Authorisation
EAP:	Environmental Assessment Practitioner



I&APs:	Interested and Affected Parties
NEMA:	National Environmental Management Act
NWA:	National Water Act
PPP:	Public Participation Process
PPR:	Public Participation Report
RCM:	Rustenburg Chrome Mine
SANRAL:	South African National Roads Agency Limited
SACAA:	South African Civil Aviation Authority
WCM:	Western Chrome Mines
WUL:	Water Use Licence



# 1 INTRODUCTION

Glencore Operations South Africa (Pty) Ltd – Western Chrome Mines (WCM) (hereafter referred to as the Applicant) has appointed Environmental Impact Management Services (EIMS) as the Environmental Assessment Practitioner (EAP) to assist with undertaking the required authorisation processes (including the statutory public participation), and to compile and submit the required documentation in support of applications for:

- Environmental Authorisation (EA) in accordance with National Environmental Management Act- NEMA (Act 107 of 1998- as amended to be submitted to the Department of Mineral Resources & Energy (DMRE) for the following listed activities:
  - GNR983 Listing Notice 1, Activities 12, 14, 19, 21D, 27, and 48;
  - GNR985 Listing Notice 3, Activities 2, 4, 10, 12, 14, and 23.
- Water Use Licence (WUL) in accordance with the National Water Act – NWA (Act 36 of 1998) to be submitted to the Department of Water and Sanitation for the following listed activities:
  - Section 21 (c) and (i)
- Amendment of Rights, Programmes, Authorisations and/or Plans in accordance with Section 102 of the Mineral and Petroleum Resources Development Act – MPRDA (Act 28 of 2002) – to be submitted by the applicant.
- Part 1 amendment application in terms of Regulation 29 of the NEMA Environmental Impact Assessment (EIA) Regulations (GRN982 of 2014, as amended) – to be submitted by the applicant.

Additional listed activities and/or water uses may be identified during the application processes.

The applicant is in the process of acquiring a portion of the mining and surface rights from the Clover Alloys Rustenburg Chrome Mine (RCM) to reduce the time taken to travel to the face at its Kroondal Mine and increase the mining facetime which will in turn increase productivity. In addition to utilizing the existing infrastructure at Clover Alloys RCM, the applicant wishes to develop additional facilities to use in the life of mine. This application relates to the construction of infrastructure associated with the mining activities of Kroondal Mine but not the mining activity itself as mining is already approved. A portion of the existing RCM mining right (Ref: NW30/5/1/2/2/336MR) will be transferred to the existing Glencore mining right (Ref: NW30/5/1/2/2/254MR). Similarly, certain authorised RCM Water Uses (Licence No: 07/A22H/ACIGJ/9460) will be transferred into Glencore's new WUL which is currently being prepared for submission to the Department of Water and Sanitation.

The proposed new developments include (but are not limited to):

- |  |  |
|--|--|
| • A parking area for permanent employees       | • Two water storage dams   |
| • A parking area for visitors and contractors  | • Compressor house   |
| • Employee drop-off/pick-up zone               | • One 11kV Powerline connection to an existing 11kV Powerline          |
| • Salvage yard                                 | • Administration Offices   |
| • Sewage plant                                 | • Change houses  |
| • Shaft Laydown Area / Explosives Delivery Bay | • Engineering workshop   |
| • Surface laydown area                         | • Stores   |
| • Meeting venue hall (Lekgotla Hall)           | • Temporary laydown area (historic LanXess Chrome Mining village area) |
| • Access and escape roads                      |  |





Kroondal mining operations are situated approximately 10 km east of Rustenburg, North-West Province. Mining at Kroondal has historically consisted of both opencast and underground mining. Currently only underground mining is undertaken, and the old opencast areas have been closed and rehabilitated. The current underground mining is taking place in close proximity to the Clover Alloys RCM mining rights areas. Miners' underground travel time will be reduced by approximately 50% through Glencore WCM acquiring the surface rights on a portion of Portion 11 of the farm Rietfontein 338 JQ (a new Portion 62) and mining right (MR336), which will in turn increase production and ensure the long-term survival of the business.

## 2 OBJECTIVES OF THE PUBLIC PARTICIPATION

South Africa, being one of the countries with the most progressive constitutions, enshrined the public's right to be involved in decisions that may affect them in its Constitution. Section 57(1) of the new Constitution that provides: *"The National Assembly may (b) make rules and orders concerning its business, with due regard to representative and participatory democracy, accountability, transparency and public involvement"*. This provision, along with several others gave rise to many new trends in South African legislation. In environmental legislation, the idea of public participation (or stakeholder engagement) features strongly and especially the National Environmental Management Act (Act 107 of 1998, NEMA) and the recent regulations passed under the auspices of this Act makes very strict provisions for public participation in environmental decision-making.

Public participation can be defined as...*"a process leading to a joint effort by stakeholders, technical specialists, the authorities and the proponent who work together to produce better decisions than if they had acted independently"*<sup>1</sup>. From this definition, it can be seen that the input of the public is regarded as very important indeed.

The Public Participation Process (PPP) is designed to provide sufficient and accessible information to Interested and Affected Parties (I&APs) in an objective manner to assist them to:

During the Environmental Authorisation:

- Verify that their issues have been recorded;
- Comment on the findings of the environmental assessments; and
- Provide relevant local information and knowledge to the environmental assessment.

The PPP is a requirement of several pieces of South African Legislation and aims to ensure that all relevant I&APs are consulted, involved and their opinions are taken into account and a record included in the reports submitted to Authorities. The process ensures that all stakeholders are provided this opportunity as part of a transparent process which allows for a robust and comprehensive environmental study. The PPP for the necessary authorisation required for the project needs to be managed sensitively and according to best practises in order to ensure and promote:

- Compliance with international best practice options;
- Compliance with national legislation;
- Establishment and management of relationships with key stakeholder groups; and
- Encouragement of involvement and participation in the environmental study and authorisation/approval process.

As such, the purpose of the PPP and stakeholder engagement process is to:

- Introduce the proposed project and process for the authorisation project;

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<sup>1</sup> Greyling, T. (1999) Towards Managing Environmental Disputes: Appropriate Public Participation. Prepared for Conference on Environmental Dispute Resolution 10-11 June 1998, Fourways, Gauteng, Manyaka Greyling Meiring (Pty) Ltd, South Africa



- Explain the environmental authorisation;
- Determine and record issues, concerns, suggestions, and objections to the project;
- Provide opportunity for input and gathering of local knowledge;
- Establish and formalise lines of communication between the I&APs and the project team;
- Identify all significant issues for the project; and
- Identify possible mitigation measures or environmental management plans to minimise and/or prevent negative environmental impacts and maximise and/or promote positive environmental impacts associated with the project.

This Public Participation Report (PPR) lists all verbal and written issues raised by I&APs during the call to register period from the 16<sup>th</sup> of October 2024 to date. A breakdown of the PPP is given within the remaining sections of this PPR.

### 3 LEGAL COMPLIANCE

The PPP must comply with all environmental legislation that requires public participation as part of an application for authorisation or approval; namely, the National Environmental Management Act (NEMA, Act No. 107 of 1998).

Adherence to the requirements of the above-mentioned Act will allow for an Integrated PPP to be conducted, and in so doing, satisfy the requirements for public participation referenced in the Act. The details of the Integrated PPP are provided below.

### 4 IDENTIFICATION OF INTERESTED AND AFFECTED PARTIES (I&APS)

An initial I&AP database has been compiled from historic projects in the area, and Windeed searches were conducted to obtain the contact details of the surrounding landowners. The I&APs referred to in the PPR include:

- Pre-identified and registered landowners and surrounding landowners;
- Pre-identified and registered key stakeholders;
- Regulatory authorities;
- Specialist interest groups; and
- All I&APs who responded to the initial notifications and requested to be registered.

Efforts to pre-identify key I&APs involved various avenues such as consultation with the proponent and known landowners within the study area, review of related previously conducted studies, and identification of key interest groups and authorities within the vicinity of the study area and municipality. Refer to Appendix C1 for the Key Stakeholder/I&AP Database.

#### 4.1 LIST OF ORGANS OF STATE IDENTIFIED AND NOTIFIED

The following key I&APs, but not limited to, were notified of the proposed project and invited to participate in the public participation process:

- |  |   |
|--|---|
| • Agricultural Research Council.           | • National Department of Agriculture Land Reform and Rural Development.   |
| • Bojanala Platinum District Municipality. | • National Department of Co-operative Governance and Traditional Affairs. |
| • Council of Geoscience                    |   |



- National Department of Forestry, Fisheries and the Environment (DFFE).
- National Department of Human Settlements.
- National Department of Mineral Resources & Energy (DMRE).
- National Department of Rural Development and Land Affairs.
- National Department of Tourism.
- National Department of Transport.
- National Department of Water and Sanitation.
- National Energy Regulator of South Africa.
- National Transmission Company of South Africa SOC (Ltd).
- North West Department of Community Safety and Management.
- North West Department of Cooperative Governance and Traditional Affairs.
- North West Department of Human Settlements.
- North West Department of Minerals and Energy.
- North West Department of Water and Sanitation.
- North West Department Public Works and Roads.
- North West Department of Economic Development, Environment, Conservation and Tourism.
- North West Development Corporation Soc Ltd
- North West Parks Board.
- North West Provincial Government: Department of Community Safety and Transport Management.
- North West Provincial Government: Department of Social Development.
- North West Provincial Heritage Resources Authority.
- Rustenburg Local Municipality.
- South African Civil Aviation Authority (SACAA).
- South African Heritage Resources Agency (SAHRA).
- South African National Parks.
- South African National Roads Agency Limited (SANRAL).
- Transnet SOC Limited.
- Ward Councillors.

## 4.2 LIST OF OTHER KEY I&APS IDENTIFIED AND NOTIFIED

- Pre-identified and registered landowners and surrounding landowners
- AgriCulture South Africa (AgriSA).
- BirdLife South Africa
- Botanical Society
- Centre for Environmental Rights
- Conservation South Africa (CSA)
- Earth Life Africa
- Endangered Wildlife Trust
- Federation for a Sustainable Environment
- GroundWork SA
- Mining Affected Communities United in Action (MACUA)
- Mining and Environmental Justice Community Network of South Africa
- Natural Justice
- North West Wetland Forum.
- Wildlife and Environment Society of South Africa (WESSA)
- World Wildlife Fund



## 5 NOTIFICATION OF INTERESTED AND AFFECTED PARTIES

This section provides details on the notifications that were distributed as part of the consultation process to date.

### 5.1 INITIAL NOTIFICATION OF KEY I&APS

The PPP commenced on the 16<sup>th</sup> of October 2024 with an initial call to register notification. Notification during this initial consultation was given in the manner described below.

#### 5.1.1 FAXES, REGISTERED MAIL AND EMAILS

Notification letters (in English and Afrikaans) were distributed to pre-identified I&APS through either faxes, SMSs, registered mail, and/or emails on the 16<sup>th</sup> of October 2024.

The notification documents included the following information:

- Authorisations required;
- Sufficient detail of the proposed development to enable I&APs to assess/surmise what impact the development will have on them or the use of their land;
- The purpose of the proposed project;
- Details of the application processes associated with proposed activities;
- Details of the affected properties;
- Details of the South African environmental legislation that must be adhered to;
- Contact details of the EAP.

Please refer to Appendix C2 for initial notification and proofs.

#### 5.1.2 NEWSPAPER AND GAZETTE ADVERTISEMENTS

Advertisements (in English and Afrikaans) describing the proposed project and BA process were placed in the Rustenburg Herald Newspaper with circulation in the vicinity of the study area on the 18<sup>th</sup> of October 2024. The Gazette Notice was placed in the North West Provincial Gazette on the 29<sup>th</sup> of October 2024. The newspaper and Gazette Notice adverts included the following information:

- Project name;
- Applicant name;
- Project location;
- Nature of the activity;
- Legislative requirements; and
- Relevant EIMS contact person for the project.

Please refer to Appendix C3 for proof of the advert and gazette notice placed.

#### 5.1.3 SITE NOTICE PLACEMENT

Four (4) A1 Correx site notices (in English and Afrikaans) were placed at 4 locations around the proposed project study area on the 15<sup>th</sup> of October 2024. The on-site notices included the following information:

- Project name;



- Applicant name;
- Project location;
- Map of proposed project area;
- Project description;
- Legislative requirements; and
- Relevant EIMS contact person for the project.

Please refer to Appendix C4 for proof of site notice and site notice distribution.

## 5.2 NOTIFICATION OF INTERESTED AND AFFECTED PARTIES OF BASIC ASSESSMENT REPORT AVAILABILITY

Notification (in English and Afrikaans) regarding the availability of the Basic Assessment Report (BAR) for public review and comment will be provided to pre-identified and registered I&APs. The notifications will be distributed through either email, registered mail, fax, and/or SMS, where contact details are available.

Contact details will be provided to I&APs should they require assistance accessing the information or require copies of the reports.

A hard copy of the Basic Assessment Report will be placed at the Rustenburg Public Library for a period of 30 days.

## 6 SUMMARY OF PUBLIC PARTICIPATION OPPORTUNITIES

The table below provides a summary of the opportunities provided to I&APs for participation in the public participation process to date.

Table 1: Summary of Public Participation Opportunities

Action	Description	Publication/Place	Date
Initial Call to Register	Notification of landowners, occupiers, and other key I&APs.	Affected landowners and key I&APs were notified via email, fax, SMSs and/or post.	16 October 2024
	Placement of site notices.	Four (4) A1 Correx site notices (in English, and Afrikaans) were placed at 4 locations along the proposed project study area.	15 October 2024
	Newspaper advertisement and Gazette Notice.	Advertisements (in English, and Afrikaans) describing the proposed project and BA process were placed in the Rustenburg Herlad Newspaper. The Gazette Notice was placed in the North West Provincial Gazette	18 October 2024 (Newspaper)  29 October 2024 (Gazette Notice)



Action	Description	Publication/Place	Date
<b>Availability of BAR for public review</b>	Placement of hard copy BAR.	One (1) hard copy of the report will be submitted to the Rustenburg Public Library where members of the public can access the report.	-
	Placement of BAR electronic copy.	An electronic copy of the report will be placed on the EIMS website. A data free service will be made available to anyone who has limitations with respect to data downloads.	-

## 7 RECORD OF ISSUES RAISED

Comments on the proposed project were solicited from pre-identified and registered I&APs and key stakeholders. To date, the following comments have been received:

- I&AP registration
- Request for project description, shapefile, and locality map.

All comments and/or queries received to date are included in this report and presented in Appendix C5 Please refer to Appendix C6 for proof of correspondence.

## 8 CONCLUSION AND RECOMMENDATIONS

The comments received during the initial call to register period to date were used to inform the compilation of this PPR. This report will be updated for submission to the competent authority, the Department of Mineral Resources & Energy (DMRE), following the 30-day public review period.



## 9 APPENDICES

### **Appendix C1: IAP Database**

Please note that in an effort to protect the personal information of the Registered I&AP's the contact information of the I&APs will not be made publicly available. Should you require access to this document for the purposes of fulfilling your obligations under the NEMA EIA Regulations or other lawful right, please feel free to contact the EIMS Information officer at 011 789 7170 or [popia@eims.co.za](mailto:popia@eims.co.za)

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## **Appendix C2: Initial Notification Proof**

Please note that in an effort to protect the personal information of the Registered I&AP's the contact information of the I&APs will not be made publicly available. Should you require access to this document for the purposes of fulfilling your obligations under the NEMA EIA Regulations or other lawful right, please feel free to contact the EIMS Information officer at 011 789 7170 or [popia@eims.co.za](mailto:popia@eims.co.za)

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## **Appendix C3: Newspaper and Gazette Notice Proof**



## **Appendix C4: Site Notice Proof**



## Appendix C5: Table of Correspondence



## **Appendix C6: Correspondence Document**

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