



REPUBLIC OF NAMIBIA

PRO-FORMA ENVIRONMENTAL CONTRACT



WHEREAS the Applicant/ Company referred to below, has been notified under section 48(4) of the Minerals (prospecting and Mining) Act, 1992 that the Minister of Mines and Energy is prepared to grant the applicant a ENVIRONMENTAL CERTIFICATE subject to certain terms and conditions and;

WHEREAS such terms and conditions include the condition precedent that the applicant enters into an Environmental Contract with the Government of Namibia;

IT is hereby agreed as follows:

1. PARTIES.

The parties to this contract are: MR. RAFAEL HANKERA HINDIMBA
(Hereinafter referred to as the "Holder") being the holder of Non Exclusive Prospecting Licence/ Mining Claim(s) no: NEPL = 8870 . CLAIM NO. 70586

on the one hand, and THE GOVERNMENT OF NAMIBIA
(Hereinafter referred to as "the Government")

Duly represented by:

THE MINISTRY OF ENVIRONMENT & TOURISM (MET)
And THE MINISTRY OF MINES & ENERGY (MME)

on the other.

2. GENERAL OBLIGATIONS.

- 2.1 The provisions contained in this contract are in addition to and do not detract from any obligations which the Holder may have under the Minerals (Prospecting and Mining) Act, 1992 (the Act).
- 2.2 The Holder recognises that its prospecting / mining operations may have significant impacts on the environment. Accordingly, the Holder undertakes that during the course of its operations it will take every practicable step necessary to ensure the mitigation of such impacts. In doing so it will liaise with the MET and MME as provided for in 3.3 and 4 below.
- 2.3 In particular the Holder will undertake necessary and adequate steps to ensure that environmental damage is reduced to a minimum and prevented insofar, as is practicable.
- 2.4 Should the Holder not carry out its environmental obligations it shall be liable for the environmental damage that may result. In this regard the Government reserves the right to:
 - 2.4.1 Demand at any time financial or other guarantees to restore the environment or mitigate environmental damage which has, or which may occur, as a result of the Holder's activities;

- 2.4.2 itself undertake such mitigatory or restorative measures and to recover the costs thereof from the Holder;
- 2.4.3 Claim compensation for environmental damage, which may have been brought about by the Holder's activities.
- 2.5 The Holder shall on completion or suspension of its operations, ensure that the impact on the environment is minimised and that every reasonable and practicable step is undertaken to ensure that the environment is left in a reasonable state. The provisions of clause 2.4 apply mutatis mutandis to environmental damage evident after prospecting; mining or other operations have been suspended or completed.
- 2.6 The Holder acknowledges that should it apply for a mining licence in consequence of its prospecting or other operations, it will have to comply with Namibia's National Environmental Assessment Policy (Directorate of Environmental Affairs, Jan, 1995) and that this will entail the carrying out of an Environmental Assessment (EA).

3. THE ENVIRONMENTAL CONDITIONS

- 3.1 In accordance with section 68(f) of the Act, which provides that an application for a licence shall contain particulars of the existing condition of the environment, an estimate of the effect which the proposed operations may have, and the proposed steps to be taken to prevent or minimise such effect, the Holder has attached Environmental Conditions marked Appendix A.
- 3.2 The Holder acknowledges that once the MET and MME has determined that the information furnished in Appendix A is satisfactory, it will form part of this contract.
- 3.3 The Holder warrants that the information contained in Appendix A is to the best of its knowledge and belief true and correct and that it will notify the Government of any material changes therein. Should there be such material changes, the Government reserves the right to re-negotiate the terms and conditions of this agreement.

4. COMPLIANCE AND NOTIFICATION

- 4.1 The Holder acknowledges that the reports, which it is obliged to furnish to the MME (which is provided for in the notice from the office of the Mining Commissioner under section 48(4) of the Act) will include an Environmental Report.
- 4.2 The Holder acknowledges that officials from the MME and/or the MEFT may at any time conduct a compliance and/or performance inspection of its operations.
- 4.3 The Holder will keep records of its environmental performance and make these available to the officials referred to in 4.2.

SIGNED AT Windhoek on this 13th day of FEBRUARY 2023.


For the Holder:
(duly authorised thereto)


.....

For the Government of Namibia:

.....
Mr Timoteus Mufeti
Environmental Commissioner
Ministry of Environment, Forestry and Tourism

and

 23/02/2023
.....
Ms Isabella Chirchir
Mining Commissioner
Ministry of Mines and Energy

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REPUBLIC OF NAMIBIA

ENVIRONMENTAL QUESTIONNAIRE FOR MINING CLAIMS IN NAMIBIA

BEING APPENDIX A TO THE ENVIRONMENTAL CONTRACT

1. Background information

- 1.1 Companies (or individuals) applying for **MINING CLAIMS** must complete this questionnaire. (Please fill in ALL questions).
- 1.2 The answers provided in this questionnaire shall be regarded as commitments, which will become part of the **Environmental Contract** between the Holder and the Government of the Republic of Namibia, duly represented by the Ministry of Environment and Tourism (MET) and the Ministry of Mines and Energy (MME).
- 1.3 Once the Holder has completed this questionnaire the MET and MME will either accept / reject / request further information regarding the environmental commitments made therein. The MET and MME reserve the right to add further conditions.
- 1.4 Once agreed to by all parties concerned, the completed questionnaire shall form part of the **Environmental Contract**.
- 1.5 Please attach a map of the claim area and a copy of application to register claims.

2. Holder details

2.1 Name of Holder	MR. RAFAEL HAIKERA SHINDIMBA	
2.2 Name of Claim Holder (if different from 2.1)	N/A	
2.3 Telephone, Fax, Cell phone and/ or E-mail	Tel:	Fax: 0814999702
	E-mail: rshindimba@99mqa.com	Phone:
2.4 Postal Address	ERA 470, KATZER WILHELM STREET, USAKOS	
Residential/ Registered Address	AS ABOVE ADVERTED	
2.5 Reference Number	NEPL no: 8870	Expiry: 22/11/23
2.6 Registered No.(s)	M/C : 70586	
2.7 Location, district and Region of claim	GOSBOS, KARIBIB DISTRICT, ERONGO REGION	

WASHED WITH EXTRA CARE. MEANING ALL MEASURES ARE IMPLEMENTED TO ANY ASPECT OF OIL MATERIAL WILL BE CAUTIONUSLY AND SAFE DEPOSIT, WHICH WILL BE TAKEN TO THE DUMP SITE OF WAKAS MUNICIPALITY

WASH POLY, BY MAKING HOLES AND PLUG IT AFTER WASH.

3.1.3 Describe what type of toilet facilities will be provided

ANY THING THAT IS NOT BIO-DEGRADABLE ARE BEEN HANDLED WITH EXTRA CARE. MEANING ALL MEASURES ARE IMPLEMENTED TO ANY ASPECT OF OIL MATERIAL WILL BE CAUTIONUSLY AND SAFE DEPOSIT, WHICH WILL BE TAKEN TO THE DUMP SITE OF WAKAS MUNICIPALITY

3.1.2 What industrial waste will be generated and what will you do with it (e.g. old machinery, vehicles, building rubble, batteries, paint, thinners, vehicle oil, etc.)

ALL LITER IS BEEN PUT IN PLASTIC BAGS, WHICH ARE BEEN KEELY COLLECTED AND DISPOSED AT THE DISBURG BOMB OF WAKAS MUNICIPALITY DUMP SITE.

3.1.1 What will you do with normal litter (e.g. Kitchen spoils, cans, bottles, paper, etc.)

3.1 Pollution and Waste

3. Environmental commitments

Number of people	Where will the people live
3	ON THE SITE. (MINING CAMP)

2.8 How many people will work on your claim, and where will they live?

2.8 Minerals to be mined

semi-precious stones

3.2 Vehicles, earthmoving equipment, drilling and blasting :

3.2.1 List the type and quantity of vehicles, earthmoving equipment, drilling equipment, and other machinery likely to be used on your claim (e.g. 2 x bakkie; 1 x bulldozer, etc.)

Vehicles: 1 x 4x4 VEHICLE IS USED TO CONVEY FOOD & RUBBISH.

Earthmoving equipment: NO EARTHMOVING EQUIPMENT IS IN USE AT THE MINING SITE.

Drilling equipment: THE USAGE OF SMALL MAKITA'S & POWER (HAND) DRILLS. - 2 GENERATORS (STANDARD) NOT HEAVY.

Other equipment or machinery: NONE "

3.2.2 Describe the environmental damage that is likely to result from the use of vehicles and machinery within the claim area. (e.g. on the landscape in general, soil, vegetation, noise, dust, etc....)

① AT THE SITE, THERE ARE NOT MUCH SOIL OR VEGETATION. THE GROUND IS STONEY.

② ENVIRONMENT DAMAGE ARE MINIMAL, BUT WILL BE REHABILITATED.

3.2.3 How will you control the movement of vehicles and machinery in order to minimise Environmental damage?

THERE ARE ONLY ONE 4X4, AND THE PATH IS STRAIGHT TO THE MINE. MACHINERY IS MEAGRE, MEANING NO BIG MACHINES ARE CURRENTLY NOT IN USE AT THIS MINING CLAIM.

3.2.4 Which routes will be used by vehicles to get to your claim and state whether you intend making new roads or tracks (both to your claim and within your claim).

THERE IS NO NEED TO ESTABLISH ROUTES. THERE ARE STRAIGHT ROUTE WHICH ARE BEEN DRIVEN BY THE MINE HOLDER. HE IS THE ONLY ONE THAT DRIVE TO THE MINING SITE, USING ONE ROUTE.

3.2.5 Will you do any blasting on your claim? Yes No Unsure

3.2.6 If "yes" above, explain how you intend minimising environmental impacts, including the safety of humans, livestock and wildlife ?

① FIRSTLY INHABITANTS IS MORE THAN 10KM.
② ANIMALS LIKE LIVESTOCK IS GRAZING FAR FROM THE DESIGNATED MINING CLAIM.
③ WILDLIFE IS SPARWGLY AROUND THE MINING SITE

3.3 Water

3.3.1 How much water do you intend using for various activities (e.g. Human use, washing of equipment, washing sand/stones, recreation, dust control, gardens, etc.) and state how you intend saving water within each category of use.

Activity or category of use	Quantity of water needed per month (litres)	Water saving methods
Washing of machinery	400 LT	COWBOY BATHS ARE BEEN DONE MORNING AND EVENING.
MACHINERY	NONE	THERE ARE NO MACHINES THAT MUST BE CLEANED OR WASH OFF.

3.3.2 Where will you get your water (e.g. river, own borehole, water affairs connection, etc)

WATER ARE TAPPED OR ALLED AT THE MINING HOLDERS'S HOUSE.

3.3.3 Explain how you will minimise or completely avoid polluting any water source, including underground water.

CURRENTLY THERE IS NO UNDERGROUND WATER EXPOSED AT THE MINING SITE

3.4 Relations with neighbouring communities and/or the general public

3.4.1 Are there any people living in or near your claim? Yes No Unsure

3.4.2 If "yes", explain where these people live and describe their economic activities.

N/A

3.4.3 If "yes" in (3.4. 1) explain what you will do to maintain a good relationship with such people.

NAMBLY PEOPLE THAT ARE ALSO MINING IN THE SURROUNDING BECAME DEPENDENT ON THE WATER WHICH THE MINING HOLDER BRING. THERE IS NO ANIMOSITIES AMONG THE PEOPLE AND THE MINING CLAIM HOLDER.

3.4.4 Will the activities on your claim restrict the movement of other people in the area ?
(e.g. the general public, tourists, farmers, local people, etc.)

Yes No Unsure

3.4.5 If "yes" for 3.4.4. please explain why their movements or access will be restricted

ACCESS ARE OPEN AND MOVEMENTS ARE AMPLE TO ANY USERS.

3.5 Protection of plants and wildlife

3.5.1 How will you ensure that your activities will not cause unnecessary damage to plants and wildlife in or near your claim (e.g. hunting, plant collecting, fishing, etc.) ?

AS ADVERTISED ABOVE NONE OF THE ABOVE IS RELEVANT OR PLAYS A ROLE WHERE IT REGARDS PROTECTION OF FLORA OR WILDLIFE. FLORA OR FAUNA ARE MINIMAL AROUND THE MINING SITE OR IN IT.

3.6 Historical, archaeological and cultural heritage

(e.g. Rock art, graves, monuments, fossils, sacred sites, historical buildings, etc.)

3.6.1 Are there any historical, archaeological or culturally important sites within your claim area (tick one box) ?

Yes No Unsure

3.6.2 If "yes" above, please describe these briefly

N/A

3.6.3 If such sites are known, how will you avoid damaging them ? .

THE SITES WILL BE FIRST PRE-IDENTIFIED AND REPORTED TO MINISTRY OF ENVIRONMENT & TOURISM. FROM THERE WILL THE MINING CLAIM HOLDER FOLLOWING THE STRICT GUIDELINES OF MINISTRY OF ENVIRONMENT & TOURISM.

3.6.4 If such sites are discovered after you have started working your claim, would you accept new conditions to this contract so that they can be properly protected ?

Yes No Unsure

3.7 Rehabilitation

3.7.1 When will you rehabilitate the environmental damage done during prospecting ? (tick appropriate box)

I have no intention of rehabilitating any damage
On a continuous basis (i.e. simultaneous with prospecting)
Only after all prospecting has finally been completed
Don't know

3.7.2 Describe the programme of mining from start and the methods to rehabilitate damage:


- ① DRILLING WITH SMALL MACHINES
- ② REMOVING SEMI-PRECIOUS STONES CAREFULLY AND WITH SAFETY PRECAUTIONS.
- ③ IF ALL REQUIRED STONES ARE BEEN REMOVED THE MINING CLAIM HOLDER SHALL REHABILITATE ANY DAMAGES CAUSED.

4. Existing Damage

Describe what environmental damage exists in your claim area now, in other words, damage caused by someone else before you began working on the claim. (where possible, provide evidence such as photo's, statements, etc.)

- ① BEFORE COMMENCEMENT WITH MINING THERE WERE LOT OF HOLES ALREADY, WHERE IT WERE EXPLORED AND STONES REMOVED.
- ② AS THE MINING CLAIM HOLDER IS THE RESPONSIBLE PARTY, HE WILL BE SOLELY RESPONSIBLE & ACCOUNTABLE

I hereby declare that the information provided in this questionnaire is, to the best of my knowledge, accurate and correct, and that I'm prepared to keep to the commitments stated therein.

AP 
.....
Claim Holder or Authorized
Representative

MUMBAI
.....
Place

10TH FEBRUARY 2023
.....
Date