



REPUBLIC OF NAMIBIA

MINISTRY OF ENVIRONMENT,  
FORESTRY AND TOURISM  
DIRECTORATE OF ENVIRONMENTAL AFFAIRS  
29 SEP 2020  
Tel: 061 254 2701  
RECEIVED 2  
Signature:.....

**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 mining claims 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: KAZEHINGUA KATJARI  
(Hereinafter referred to as the "Holder") being the holder of Non Exclusive Prospecting Licence/ Mining Claim(s) no: 69867 and 69868

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:

- 2.4.2 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 MET 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 29 SEPTEMBER day of 2020

For the Holder: .....  
(Duly authorised thereto)

For the Government of Namibia: .....

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

And

.....  
Mr. E. Shivolo  
Mining Commissioner  
Ministry of Mines and Energy

## **ENVIRONMENTAL CONDITIONS FOR MINING CLAIM 69867 & 69868**

### **1. Pollution and waste**

1.1 No toxic or hazardous chemicals may be brought into the prospecting area or deposited thereon (this excludes the use of petrol & diesel as fuel).

1.2 All domestic refuse and industrial waste will be deposited in a designated municipal refuse dump at regular intervals, but at least once every three months. No refuse may be dumped or buried within the prospecting or surrounding area, except if the landowner has an own specific designated refuse site for this purpose. Dumping of refuse on this site shall be negotiated with the landowner. It is permissible to store refuse temporarily in containers until such time as they are ready for removal. During such temporary storage, all paper and plastic refuse should be incinerated to avoid wind-blown litter. All attempts should be made to keep the area clean.

1.3 Pit latrines (toilets) will be provided for, and used by, all staff. Non-specific shallow pits may be used for toilets where small groups of people (< five) are staying in an area for less than one week with approval of the landowner.

### **2. Vehicles and Earthmoving equipment**

2.1 Vehicular movement shall be restricted to existing fence-lines, roads and tracks wherever possible. Where it is unavoidable that vehicles and machinery need to create new roads or tracks, these new access routes shall be carefully planned so as not to cause unnecessary environmental damage. In any event, no new road may be established without the prior approval of the landowner.

2.2 Any trenches where prospecting or mining has been completed, shall be systematically backfilled with overburden and topsoil, and the area rehabilitated to as near as possible a natural state.

2.3 Notwithstanding clause 2.1, during the reconnaissance and planning phase of exploration, off-road vehicle access is permitted to areas where tracks are sparse. Specifically, this access is to define places to which tracks may at a later stage be constructed. Such access is subject to prior approval by the landowner.

### **3. Water**

3.1 Water shall be used sparingly and all reasonable attempts will be made to avoid water wastage.

3.2 Water shall be used only for human consumption, washing and essential prospecting-related activities.

### **4. Protection of Fauna and Flora**

4.1 No hunting wood or plant collecting shall be allowed within the prospecting or surrounding area. The collecting of dead wood for domestic use may only take place with the concurrence of the landowner.

4.2 Every effort shall be made avoid starting veld fires. Should a fire occur as a direct or indirect result of the companies' activities, the company/ claim holder shall make every reasonable effort to extinguish such fire.

4.3 The company/ claim holder shall provide written instructions to its entire staff and sub-contractors to this effect.

### **5. Interaction with neighbouring communities and / or tourists**

5.1 The company/ claim holder shall maintain good relations with any surrounding communities, and shall not deny any person transit rights through the prospecting area. This condition is mainly relevant for prospecting activities on state lands.

### **6. Rehabilitation**

6.1 The company/ claim holder shall ensure that sufficient funds are available to affect appropriate rehabilitation of environmental damage.

6.2 The company/ claim holder shall ensure that rehabilitation of exploration trenches / holes / pits will take place within 8 weeks of the completion of exploration at any site.

6.3 Under no circumstances, shall trenches / holes / pits be left in a state where their existence endangers human or animal life.

#### **7. Monitoring and reporting**

7.1 The company/ claim holder shall submit every six months an Environmental Report to the Ministry of Environment and Tourism according to the prescribed format.

7.2 Staff from the Ministry of Environment and Tourism and / or the Ministry of Mines and Energy may at any time inspect prospecting areas.

#### **8. General**

The conditions stated in this notification are in addition to and do not detract from any obligations which the prospecting company may have under the Minerals (Prospecting and Mining) Act, 1992 The Nature Conservation Ordinance (Ordinance 4 of 1975), or the attached Pro-Forma Environmental Contract including the Environmental Questionnaire for Prospecting in Namibia, being Appendix A.

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

.....  
Date

We agree to abide by the Pro-Forma Environmental Contract and the Environmental Conditions.

  
\_\_\_\_\_  
Mr. K. Katjiri

Date: 29/09/2020



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	<i>Kazehingua Katjiri</i>
2.2 Name of Claim Holder (if different from 2.1)	
2.3 Telephone, Fax, Cell phone and/ or E-mail	Tel: Fax: E-mail: <i>mrkorukwa@gmail.com</i> Cell phone:
2.4 Postal Address  Residential/ Registered Address	<i>P.O. BOX 29. OPUNDO</i> <i>Otswana, OPUNDO, NAMIBIA</i>
2.5 Reference Number	NEPL no: <del>6719-69867</del> <i>69867</i> Expiry: <i>12 OCTOBER 2020</i>
2.6 Registered No.(s)	<i>69867 - 69868</i>
2.7 Location, district and Region of claim	<i>Otswana, Opunwo</i>

2.8 Minerals to be mined	Semi-Precious Stones'
--------------------------	-----------------------

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

Number of people	Where will the people live
4	ON the Farm house

### 3. Environmental commitments

#### 3.1 Pollution and Waste

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

IT will be stored onsite in suitable containers, plastic bags  
AND dispose off only on a approved waste disposal site.

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 Industrial waste such as used oil will be returned to the  
Supplier in accordance with the provision of the petroleum  
Act.

3.1.3 Describe what type of **toilet facilities** will be provided

Temporal chemical toilet will be used daily for the mining  
SITE.





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

Avoiding random driving through the area but rather stick to permanently paved roads tracks. This would minimise the affection localized potentially sensitive habitats in the area.

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).

The mining team intends to only use the existing tracks connecting to the site.

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 ?

N/A

**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
Only for human consumption	25 litres per day	Water will be reuse

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

Borehole from the farm.

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

French drains and letraines to built at more than 100m away sources or pans to avoid pollution of primary and secondary aquifers.

**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.

NA

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

Adhere to new rules.

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

N/A

### 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.) ?

Provide screening areas in order to reduce the visual impacts of the mining activities. Avoid placing new access routes (roads and tracks) through sensitive areas. Remove unique flora species and any other local features deemed sensitive and relocated to a less sensitive site.

**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 ?

N/A

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:


Only open cast mining on outcrops will take place. New method of mining will be used.

#### 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.)

No existing damage on the mining claim area. Middle ridge between the tracks will be rehabilitated by smoothing it.

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.

  
.....  
Claim Holder or Authorized Representative

Windhoek  
.....  
Place

28/09/2020  
.....  
Date

MC- (69867)

Mining Claim (Claims)

Active

General

Jurisdiction: Namibia  
Official Area: 14.0487 Ha  
Application Number: Pre-Application\_MC\_740  
Commodities: SPS

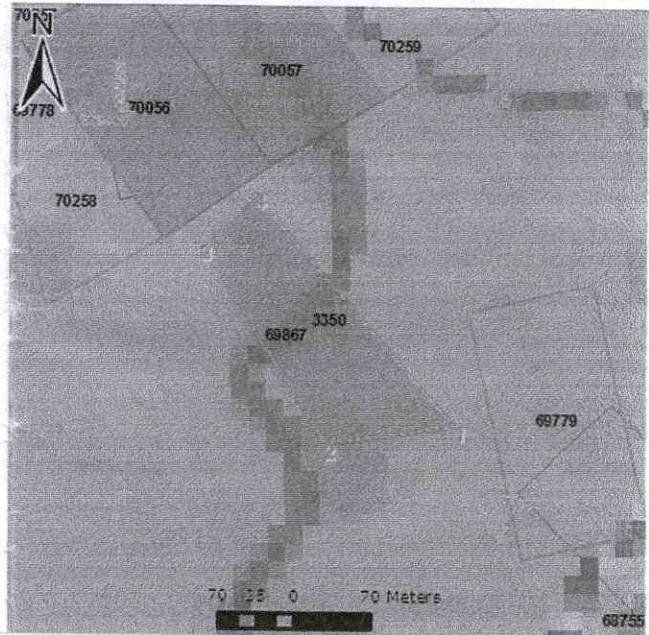
Application Date: 31 May 2016  
Expiry Date: 12 October 2020  
Grant Date: 13 October 2017  
Peg Date: 20 May 2016

Coordinates

Official Area: 14.0487 Ha  
Coordinate system: GCS Bessel 1841

Part 1	Latitude	Longitude
1	18° 32' 46.90" S	013° 37' 47.40" E
2	18° 32' 48.10" S	013° 37' 37.00" E
3	18° 32' 32.60" S	013° 37' 27.50" E
4	18° 32' 28.70" S	013° 37' 31.80" E

License Shape



MC- (69868)

Mining Claim (Claims)

General

Jurisdiction:

Namibia

Official Area:

5,1808 Ha

Application Number:

Pre-Application\_MC\_741

Commodities:

SPS

Coordinates

Official Area:

5,1808 Ha

Coordinate system:

GCS Bessel 1941

Latitude

Longitude

Part 1

18° 38' 34.00" S

18° 38' 43.20" S

18° 38' 42.00" S

18° 38' 34.60" S

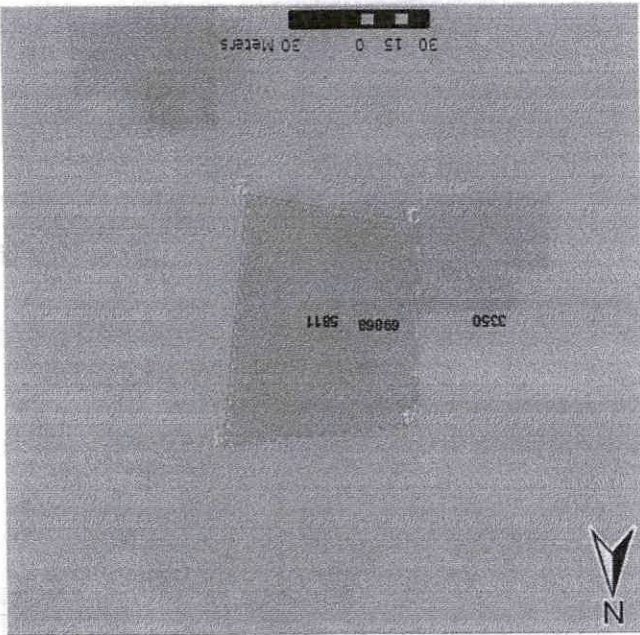
013° 42' 27.50" E

013° 42' 26.30" E

013° 42' 19.80" E

013° 42' 20.20" E

License Shape



Application Date:

31 May 2016

Expiry Date:

12 October 2020

Grant Date:

13 October 2017

Peg Date:

20 May 2016

ACTIVE



*Handwritten signature*  
11:09:20

REPUBLIC OF NAMIBIA

MINISTRY OF MINES AND ENERGY

APPLICATION FOR THE RENEWAL OF THE REGISTRATION OF MINING CLAIMS (Required in terms of Section 38 of Act 33 of 1992)

Receipt No: 8251171 Date entered in FLEXI: 11/09/2020

Reference: 14/2/21/21: 6719

Full name of applicant: KAZEHINGUA KATHIRI

Postal Address: P.O. BOX 29, OPUWO, NAMIBIA

Residential/Registered Address: OTWANI, OPUWO, NAMIBIA

Contact Details: Telephone Home: N/A Telephone Work: 0812198299

Fax: N/A Cell phone: 0818628572 Email: mrkonkive@gmail.com

Are mining operations ongoing as per section 31(1)(a) of the Act?
Are all monthly reports submitted as per section 45(1) of the Act?
Are all claim fees paid up as per section 123(1)(b) of the Act?

Table with 2 columns: YES, NO

If the answer is "NO" to any of the questions, please submit an explanation for the failure to comply with the requirements of the mentioned sections of the Act:

IMPORTANT NOTE: Details of any change in personal or corporate particulars, or particulars relating to an accredited agent, must be provided on the prescribed form in terms of Section 41(1)(j) of the Act and appended to this application.

Indicate the attachment of any of the following forms:

- Change in Personal Particulars
Change in Corporate Particulars
Change in Particulars of Accredited Agent

Table with 2 columns: YES, NO





REPUBLIC OF NAMIBIA

MINISTRY OF ENVIRONMENT AND TOURISM

Tel: (00 26461) 284 2111  
Fax: (00 26461) 229 936

Cnr Robert Mugabe &  
Dr Kenneth Kaunda Street  
Private Bag 13306  
Windhoek  
Namibia

E-mail: [josafat.khiwana@melt.gov.na](mailto:josafat.khiwana@melt.gov.na)  
Enquiries: Mr. Josafat K Hiwana

9 May 2017

OFFICE OF THE ENVIRONMENTAL COMMISSIONER

Mr. Kazehingua Katjiri  
P. O. Box 29  
Opuwo

Dear Sir

**SUBJECT: ENVIRONMENTAL CLEARANCE CERTIFICATE FOR THE MINING CLAIMS 69867-69868 SITUATED OTWANI FARM, OPUWO DISTRICT, KUNENE REGION**

I acknowledge receipt of all the necessary documents, which constitute the Environmental Contract between you and the Government of the Republic of Namibia.

On the basis of these documents, I am satisfied that you have provided sufficient commitment to limit unnecessary environmental impacts for the duration of your mining operation. This Ministry reserves the right to attach further conditions during the operational phase of the project.

On the basis of the above, this letter serves as an environmental clearance for the project to commence. However, this clearance letter does not in any way hold the Ministry of Environment and Tourism accountable for misleading information, nor any adverse effects that may arise from this project activity. Instead, full accountability rests with Mr. Kazehingua Katjiri

This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office.

Yours sincerely,

Teofilus Nghitila  
ENVIRONMENTAL COMMISSIONER



**"Stop the poaching of our rhinos"**



REPUBLIC OF NAMIBIA

MINISTRY OF MINES AND ENERGY  
Office of the Mining Commissioner

Tel.: +264 61 284-8276/77  
Fax: +264 61 284-8299  
E-mail: [info@mme.gov.na](mailto:info@mme.gov.na)  
Website: [www.mme.gov.na](http://www.mme.gov.na)

1 Aviation Road  
Private Bag 13297  
WINDHOEK

**CERTIFICATE OF REGISTRATION OF MINING CLAIMS**

(Registered and issued in terms of Section 36(1)(a) and (c) of the Minerals (Prospecting and Mining) Act 1992, (Act 33 of 1992) ("the Act")

Reference No.	14/2/2/1/2/6719
Registered holder	KAZHINGUA KATJIRI
Address	OTWANI, OPUWO
Postal Address	PO Box 29, OPUWO
Tel Number	N/A
Cell Number	081-346-9972
Email Address	N/A

**PARTICULARS OF MINING CLAIM(S):**

Ordinal No.	Registered No.	Date Pegged	Group of Minerals
1	69867	20 MAY 2016	SEMI-PRECIOUS STONES
2	69868	20 MAY 2016	SEMI-PRECIOUS STONES

The above mining claims are valid from 13 OCTOBER 2017 until 12 OCTOBER 2020

An application for the renewal of the registration of the above mining claims is, in terms of section 38(2) of the Act, required to be made not less than 90 days before the expiry date

**PARTICULARS OF FARM:**

Name	Owner	Magisterial District	Region
OTWANI	GOVERNMENT OF THE REPUBLIC OF NAMIBIA	OPUWO	KUNENE

Registered and issued at Windhoek this 13<sup>TH</sup> day of OCTOBER 2017



**MR EI SHIVOLO**  
**MINING COMMISSIONER**

**Official Date Stamp**

**General terms and conditions of the registration of mining claims**

The holder of a mining claim shall –

- Not grant, cede or assign any interest in a mining claim to another person, or be joined as a joint holder of such mining claim otherwise than in writing (e.g. contractor agreement) and with the approval in writing of the Minister (Section 3(1)(b));
- Exercise his rights under the mining claim reasonably and in such manner that the rights and interests of the land owner are not adversely affected, except to the extent to which such owner is compensated (Section 41(1)(a));
- Submit to the Mining Commissioner a copy of the written compensation agreement entered into with the land owner (Section 52(1)(a)(i));
- Not exercise his rights under the mining claim until a written compensation agreement is in place or such mining claim holder has been granted an ancillary right to exercise such rights on such land (Section 52(1)(a)(i));
- Carry on prospecting or mining operations in the claim area in accordance with good prospecting- or mining practices (Section 41(1)(b));
- Maintain all beacons in a decent and legible condition at all times (Section 41(1)(c));
- Take all reasonable steps to secure the safety, welfare and health of all employees and prevent or minimize any pollution to the environment (Section 41(1)(e));
- Apply to the Mining Commissioner for an accessory works permit before any such accessory works are erected (Section 31(3)(a));
- Maintain in good condition and repair all accessory works in such claim area (if any) (Section 41(1)(f));
- Remove from the claim area all structures, equipment and other goods not used or intended to be used (Section 41(1)(g));
- Take reasonable steps to warn persons who may be in the vicinity of any accessory works of possible hazards (Section 41(1)(h));
- In the case of company –
  - Give written notice to the Mining Commissioner of any change of such company (e.g. name, address, directors, share holding, etc.) within 30 days as from such change (Section 41(1)(j));
- In the case of a natural person –
  - Give written notice to the Mining Commissioner of any change of such natural person (e.g. name, surname, address, etc.) within 30 days as from such change (Section 41(1)(k));
- Keep at an address in Namibia, and such address shall be registered with the Mining Commissioner, a proper record in relation to any –
  - Prospecting operations (Section 45(1)(a)(ii)), and
  - Mining operations (Section 45(1)(a)(i)),For a period of not less than 3 years.
- Submit monthly returns/reports within 15 days after the end of each month to the Mining Commissioner (Section 45(1)(d));
- Submit annual returns/reports within 60 days after 31 December of each year to the Mining Commissioner (Section 45(1)(e));
- Pay annual mining claim fees before or on the anniversary date of the date of registration of the mining claim (Section 123(1)).

**It shall be generally accepted that the holder of a mining claim is acquainted with the provisions of the Minerals (Prospecting and Mining) Act, No. 33 of 1992.**