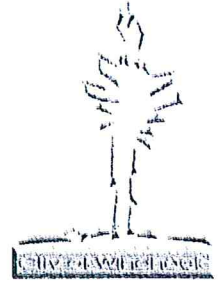


DEED OF SALE

MEMORANDUM OF AGREEMENT
entered into by and between

COUNCIL OF THE MUNICIPALITY OF WINDHOEK



The Gateway to Endless Opportunities

Herein represented by **SHERIDAN SIMPSON** as the **Manager: Property Management** acting on behalf of the Chief Executive Officer in terms of section 27(5) of Act 23 of 1992 and **ELIA TUHAFENI SHAPOPI** as the **Section Head: Property Sales and Acquisitions** acting on behalf of the Chairperson of the Management Committee in terms of section 31A(a) of Act 23 of 1992

(Hereinafter referred to as the "SELLER")

AND

Vivo Energy Namibia Limited.
(Full names and Surname/Name of company)

Identity No/Birth Date/Registration number: F/75/14 (1214315)

Marital Status:

Married in Community of Property/ Ante Nuptial Contract/ Governed by Recognition of Certain Marriages Act 18 of 1991

Spouse Name:

Spouse Identity No:

Marriage Governed by the laws of

Citizenship: **Namibian**

Address: **P O Box 110 Windhoek**

Telephone /Fax number: **081 143 2508 / 061 270 1112**

Employer address:

Next of kin or other contact address:

herein represented by **Edward Ronald Walugembe** in his/her capacity as Managing Director of the PURCHASER duly authorized thereto by a Resolution taken by the Purchaser a copy of which is attached hereto and initialed for purpose of identification.

(Hereinafter referred to as the "PURCHASER")

WHEREAS

The Seller agrees to sell to the purchaser who agrees to purchase the under mentioned property (herein after called the Property) upon the following terms and conditions:

Handwritten initials and signatures: JT, CP, and others.

Handwritten initials and signatures: JT, CP, and others.



✓

31.03.2021
Recommended

Petroleum Commissioner
Ministry of Mines & Energy
No. 6 Aviation Road
Windhoek
Namibia

10 March 2021

Attention: Mr. S. Negumbo

Per: E-mail and Hand delivery

Dear Sir,

RE: LETTER OF INTENT: APPLICATION FOR FUEL RETAIL SITE VIABILITY ASSESSMENT

The above matter and the Guidelines for Retail Outlets/Licenses as published on the 2nd March 2021 bear reference.

Vivo Energy Namibia herewith submits its application for a Retail Site Viability Assessment to be conducted on Erf 1479, Extension 4, Rocky Crest, Windhoek. It is our intent to construct a retail site on the abovementioned premises, which will be operated by an independent Retailer after the construction of the Site, should the Ministry so approve.

To this end, please find attached to this letter our Business Plan in respect of the prospective site. Should your office require any further information kindly contact our Network Manager, Mr. Chris Ailonga (Cell phone: 0811 466 947, e-mail: Chris.Ailonga@vivoenergy.com)

Yours faithfully,

PP

Edward Walugembe

Managing Director

Vivo Energy Namibia Limited



Vivo Energy Namibia Ltd

202 Tacoma Street,
Suiderhof, Windhoek
Namibia

P.O. Box 110
Windhoek
Namibia

Tel +264 61 270 1111
Fax +264 61 230 269
www.vivoenergy.com



Shell Licensee



REPUBLIC OF NAMIBIA

MINISTRY OF MINES AND ENERGY

Tel.: +264 61 284-8111
Fax: +264 61 238643 / 220386
E-mail: info@mme.gov.na
Website: www.mme.gov.na

6 Aviation Road
Private Bag 13297
WINDHOEK

Enquiries: Codla Tjingovera

26 April 2021

Mr. Edward Walugembe
Vivo Energy Namibia Ltd
P.O. Box 110
Windhoek

Dear Mr. Walugembe

RE: LETTER OF INTENT TO CONSTRUCT A RETAIL OUTLET ON ERF 1479, ROCKY CREST WINDHOEK.

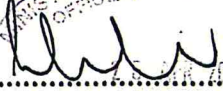
We hereby acknowledge receipt of your letter of intent dated the 2nd of March 2021.

The Ministry has assessed and evaluated your letter of intent and business plan for constructing a new fuel site on Erf 1479, Rocky Crest, Windhoek. The nearest operating retail outlets are the Engen site in Hochland Park (1.26km) and Engen Pioneerspark (1.88km) which is far from the proposed site. This site is therefore deemed viable and recommended.

We request that you submit, for our approval, three (3) sets of approved technical drawings for the proposed site. We also request that you submit for our endorsement, the application for Environmental Clearance Certificate (ECC).

The viability of the site is valid for **six (6) calendar months** from the date of this letter. You are, therefore, advised to apply for a fuel retail license in accordance with the Petroleum Products and Energy Regulations, 2000 and the published fuel retail guidelines and requirements, within the validity period.

Kindly take note, that this letter does not guarantee that you will be issued with the fuel retail license necessary to operate the site.

Sincerely,

..... 2021
TOM K. ALWEENDO, MP
MINISTER
OFFICIAL