



Excel Dynamic Solutions
(PTY) Ltd

Reg. 2019/0817

Date: 16 May 2022

The Mining Commissioner
Ministry of Mines and Energy
Private Bag 13297
Windhoek
Namibia



Attention: Mr. E. Shivolo

Dear Sir,

RE: ENVIRONMENTAL ASSESSMENT (EA) FOR THE EXPLORATION ACTIVITIES ON EXCLUSIVE PROSPECTING LICENSE (EPL) NO. 7996 LOCATED SOUTH-EAST OF ARANDIS IN THE ERONGO REGION, NAMIBIA – SUBMISSION OF PRO-FORMA ENVIRONMENTAL CONTRACT

Excel Dynamic Solutions (Pty) Ltd (EDS) has been appointed by Ongava Mining and Prospecting CC (The Proponent) to conduct an Environmental Assessment (EA) process on their behalf.

As part of the final submission and consideration of an ECC by Ministry of Environment, Forestry & Tourism (MEFT), the Ministry of Mines and Energy has been identified as a Competent Authority with respect to the proposed exploration activities on the site. **Accompanying this letter is a Pro-Forma Contract for your signature, and the Environmental Scoping Assessment Report for reference.**

Please contact our office should you have any questions / would like more information.

Yours faithfully,

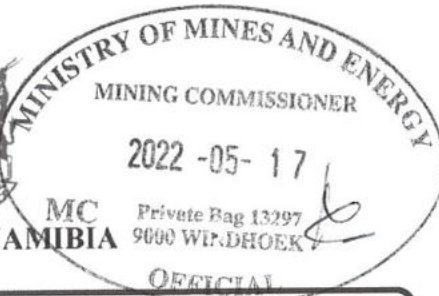
**EXCEL DYNAMIC
SOLUTIONS (PTY) LTD**
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P.O. Box 997154, Maerua Mall, Windhoek



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 is prepared to grant the applicantEPL No. 7996..... 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: ...**Ongava Mining & Prospecting CC**..... (hereinafter referred to as the "Holder") being the holder of Exclusive Prospecting Licence7996.....

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

duly represented by:

THE MINISTRY OF ENVIRONMENT, FORESTRY & TOURISM (MEFT)
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 MEFT 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.

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 03 day of
May 2022

For the Holder:
(duly authorised thereto)



Mr. King Frans Indongo O.B.O ONGAVA MINING AND
PROSPECTING CC

For the Government of Namibia:

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

and

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



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

1 Aviation Road
Private Bag 13297
WINDHOEK

Enquiries: Mrs. M. Shilongo

Reference No: 14/2/4/1/7996

Ongava Mining and Prospecting CC
PO Box 1628
Tsumeb

Namibia

NOTICE TO APPLICANT OF PREPAREDNESS TO GRANT APPLICATION FOR EXCLUSIVE PROSPECTING LICENCE No. 7996.

In terms of Section 48(4) of the Minerals (Prospecting and Mining) Act, No. 33 of 1992, notice is hereby given that the Minister is prepared to grant your new application, lodged on **12 December 2019**, for an exclusive prospecting licence in respect of **Dimension Stone, Base and Rare Metals, Industrial Minerals, Precious Metal and, Nuclear Fuel Minerals**, Groups of Minerals over an area of land as shown in the attached diagrams, subject to the terms and conditions contained in the attached schedule, which terms and conditions supplement the terms, conditions and provisions of the said Act.

Your attention is drawn to the provisions of Section 48(5) of the said Act, which require that within one (1) month from the date of this notice, written acceptance of such terms and conditions must be received by the Commissioner, failing which the application will be deemed to have lapsed.

Kindly acknowledge your acceptance of such terms and conditions by-

- completing the section at the bottom of this notice;
- initialing each page of the schedule and the diagrams; and
- returning such signed and initialed documents to the Commissioner.

Shivo 09.08.2021

MR. E. I. SHIVOLO
MINING COMMISSIONER

08 AUG 2021

BAG 1
WINDHOEK
OFFICIAL

CF

**TO THE MINING COMMISSIONER
MINISTRY OF MINES AND ENERGY**



P. Indongo.....(name of person) in my capacity as applicant/duly authorized officer/approved accredited agent (please delete titles not relevant), hereby accept the supplementary terms and conditions referred to in this notice and contained in the attached schedule which are to be imposed on the grant of the application for exclusive prospecting licence herein referred to.



.....
Signed

10-08-21
.....
Date

Capacity Owner.....
(Applicant /authorized officer of applicant if a company/approved accredited agent of a non-resident applicant who is a natural person/authorized officer of such accredited agent).


2 

SCHEDULE OF SUPPLEMENTARY TERMS AND CONDITIONS TO BE IMPOSED ON THE GRANT OF AN EXCLUSIVE PROSPECTING LICENCE No. 7996 IN FAVOUR OF ONGAVA MINING AND PROSPECTING CC.

PART 1 - GENERAL

1. The exclusive prospecting licence shall endure for a period of **three (3) years** reckoned from the date of issue of the Environmental Clearance Certificate unless it is abandoned in terms of Section 54 of the Minerals (Prospecting and Mining) Act, 1992, (hereinafter "the Act") or cancelled in terms of Section 55 of the Act or on application made to the Minister in terms of section 72 of the Act, it is renewed by the Minister for any further period or periods.
2. In consideration of the rights hereby granted, the holder of the exclusive prospecting licence shall pay to the Commissioner for the benefit of the State Revenue Fund, such licence fee as may from time to time be prescribed in terms of Section 123 of the Act, it being recorded that the annual licence fee prescribed in relation to the licence at the time of its issue shall be **N\$2000.00** payable annually on or before each anniversary date of the date of issue of the licence.
3. In the event that the prescribed licence fee changes, such change shall become effective on the next anniversary date of the date of issue of the licence subsequent to such change.
4. The Minister may, in the interest of the reasonable development of the prospecting operations, impose from time to time such additional terms and conditions as he may deem fit.
5. The holder of exclusive prospecting licence shall not erect or construct any accessory works without prior permission in writing to the Commissioner.

PART 2 - WORK PROGRAMME AND OBLIGATIONS

6. The holder of the exclusive prospecting licence shall-
 - 6.1 commence with, and thereafter continue without undue interruption or delay, prospecting operations immediately in substantial conformity with the proposed work programme, schedule and budget which accompanied the original application for the licence and which served as motivation of the granting thereof;
 - 6.2 where any material deviation of such work programme, schedule and budget is in the opinion of the holder of the licence, necessitated by the nature of the results of prospecting operations (but specifically excluding any circumstances of Vis Major provided for in terms of Section 56 of the Act), apply in writing to the Minister for approval of the revision of such work programme, schedule and budget in terms of Section 75 of the Act; and
 - 6.3 execute such additional work programme and expend such additional expenditure within a specified period of time as may be imposed by the Minister from time to time.



6.4 ensure that, all funds raised anywhere and exclusively in respect of this licence shall be expended on the licence and all/any activities relating thereto and, to the extent such funds are to be expended directly in Namibia, the Licence Holder shall ensure such funds are remitted to a reputable financial institution in Namibia.

6.5 make oral presentation to the Ministry of Mines and Energy after the first year of the licence tenure.

PART 3 – ENVIRONMENT

7. The holder of the **Notice of preparedness to grant application for Exclusive Prospecting Licence** shall undertake an Environmental Impact Assessment study over the area covered by the application, formulate and forward through the Mining Commissioner's office to the Ministry of Environment, Forestry and Tourism for approval of an Environmental Management Plan Report (EMPR) within twelve (12) months from the date of written acceptance of such terms and conditions.

8. The holder of the exclusive prospecting licence shall observe any requirements, limitations or prohibitions on his or her prospecting operations as may in the interest of the environmental protection, be imposed by the Minister.

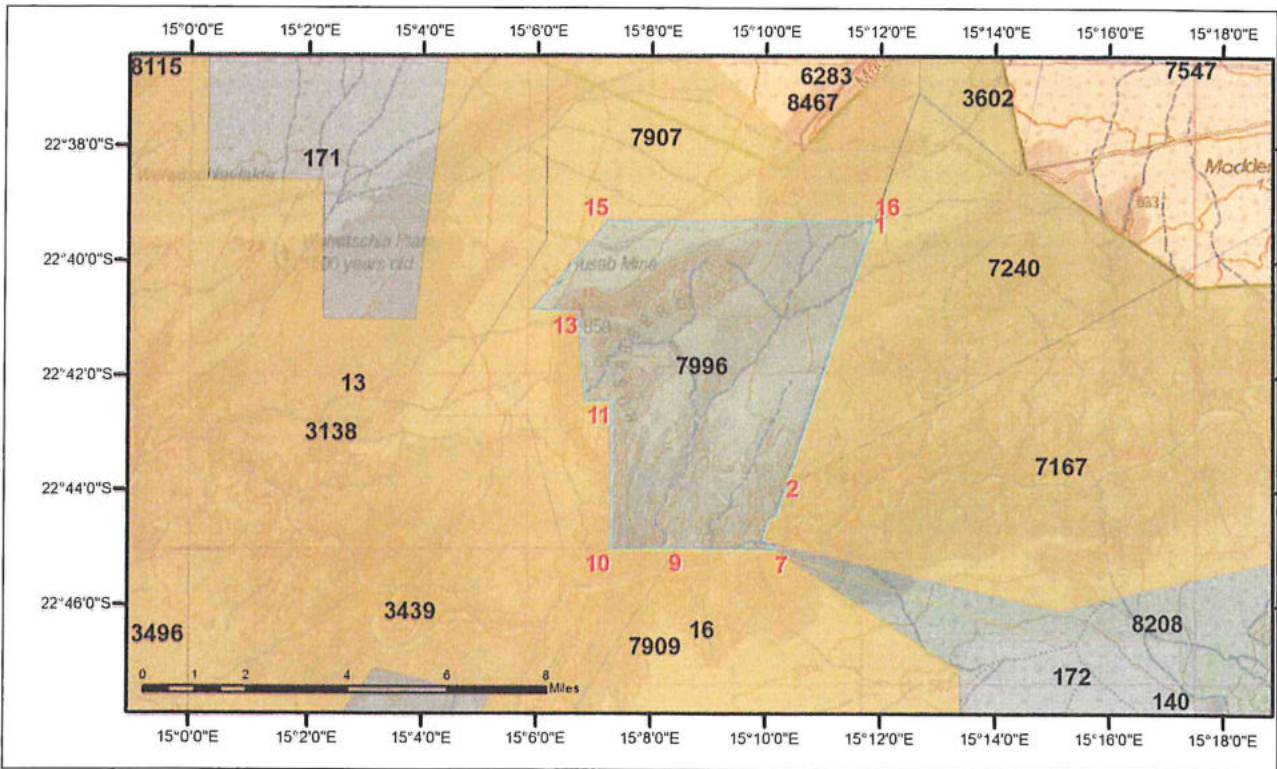


MR. E. I. SHIVOLO
MINING COMMISSIONER

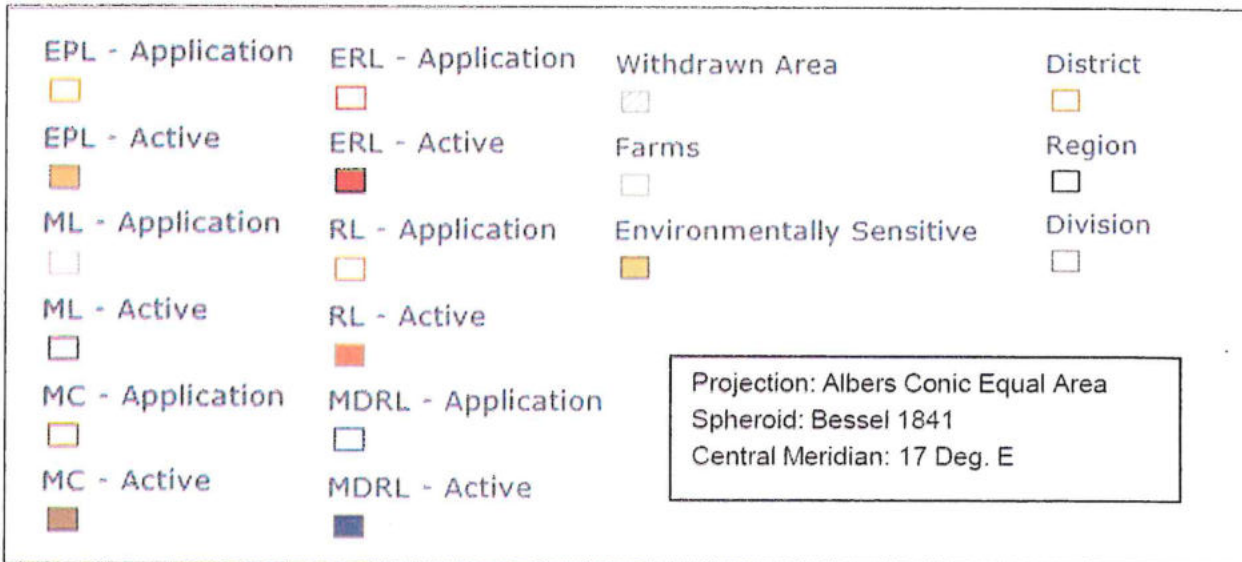


DIAGRAM – EXCLUSIVE PROSPECTING LICENCE – 7996

Issued in favour of: Ongava Mining and Prospecting CC



Latitude and Longitude lines refer to the Bessel 1841 Spheroid



AREA: **7185.5901 Hectares**

MAP(S):

LOCALITY:

- *Regions(s): **Erongo**
- *Magisterial District(s): **Swakopmund**
- *Registration Division(s): **G**

B

FL

Order	Lat Deg	Lat Min	Lat Sec		Long Deg	Long Min	Long Sec	
1	- 22	39	19.88	S	15	11	52.70	E
2	- 22	43	55.69	S	15	10	21.27	E
3	- 22	44	25.70	S	15	10	11.58	E
4	- 22	44	28.89	S	15	10	4.15	E
5	- 22	44	49.80	S	15	09	56.84	E
6	- 22	44	56.71	S	15	10	6.97	E
7	- 22	45	1.47	S	15	10	9.94	E
8	- 22	45	1.25	S	15	10	0.02	E
9	- 22	44	59.97	S	15	08	26.18	E
10	- 22	45	0.04	S	15	07	18.37	E
11	- 22	42	25.76	S	15	07	18.28	E
12	- 22	42	25.93	S	15	06	51.76	E
13	- 22	40	51.62	S	15	06	42.71	E
14	- 22	40	49.63	S	15	05	55.52	E
15	- 22	39	17.24	S	15	07	14.54	E
16	- 22	39	17.00	S	15	11	53.53	E

Certified by: *[Signature]* Date Stamp
Mining Commissioner

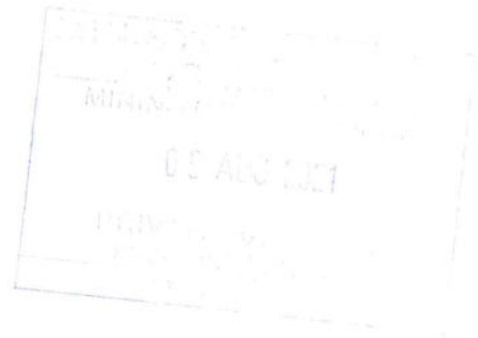
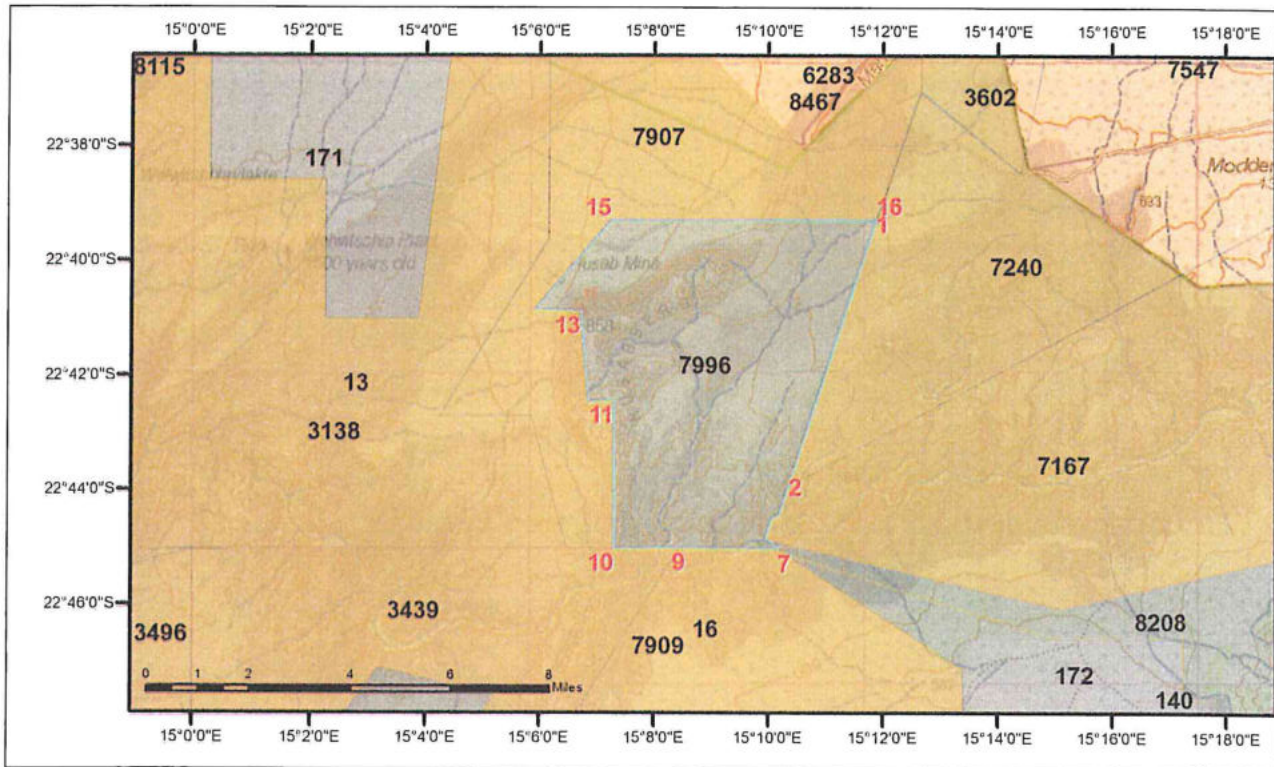
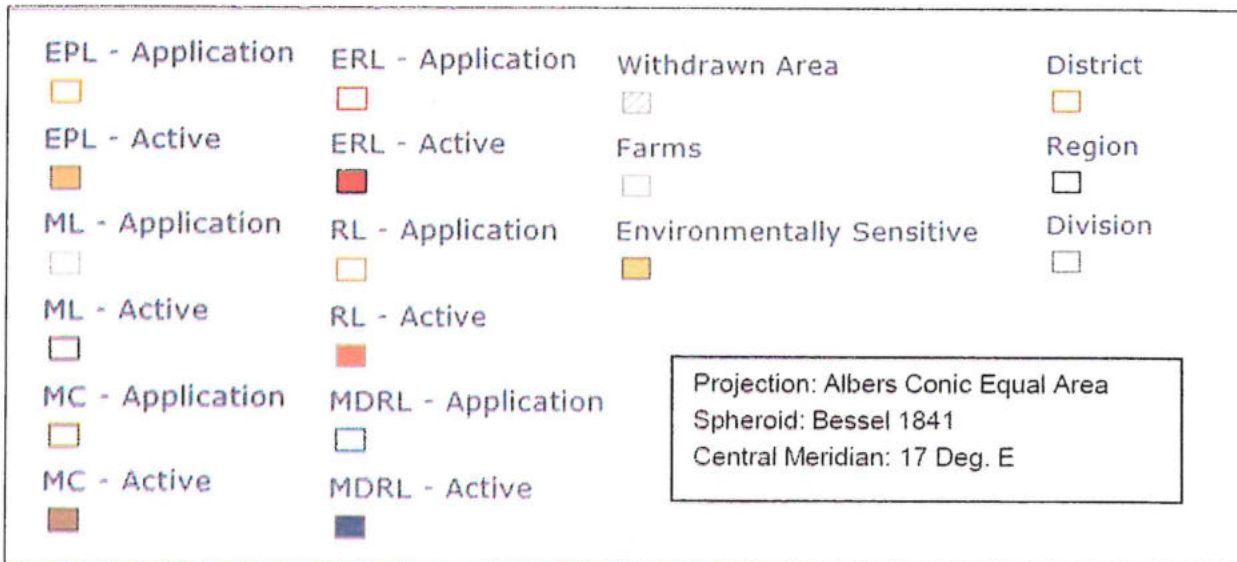


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6	- 22	44	56.71	S	15	10	6.97	E
7	- 22	45	1.47	S	15	10	9.94	E
8	- 22	45	1.25	S	15	10	0.02	E
9	- 22	44	59.97	S	15	08	26.18	E
10	- 22	45	0.04	S	15	07	18.37	E
11	- 22	42	25.76	S	15	07	18.28	E
12	- 22	42	25.93	S	15	06	51.76	E
13	- 22	40	51.62	S	15	06	42.71	E
14	- 22	40	49.63	S	15	05	55.52	E
15	- 22	39	17.24	S	15	07	14.54	E
16	- 22	39	17.00	S	15	11	53.53	E

Certified by:  Date Stamp
Mining Commissioner

