



REPUBLIC OF NAMIBIA
MINISTRY OF ENVIRONMENT, FORESTRY AND TOURISM
OFFICE OF THE ENVIRONMENTAL COMMISSIONER

ENVIRONMENTAL CLEARANCE CERTIFICATE

ISSUED

In accordance with Section 37(2) of the Environmental Management Act (Act No. 7 of 2007)

TO

Northern Graphite Okanjande Mining (Pty) Ltd
P.O. Box 424, Otjiwarongo, Namibia

TO UNDERTAKE THE FOLLOWING LISTED ACTIVITY

Proposed Continuation, Development and Expansion of the Okanjande Graphite Mine on ML 196 held by Northern Graphite Okanjande Mining (Pty) Ltd, including the Processing of Graphite Ore and by-Products, Accessory Works Operations, Storage and Dispensing of Fuel within ML, Waste Dump Rock and Transportation of Ore to Okorusu Mine, Otjozondjupa Region.

Issued on the date: 2023-05-25

Expires on this date: 2026-05-25



(See conditions printed over leaf)

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REPUBLIC OF NAMIBIA

MINISTRY OF ENVIRONMENT, FORESTRY AND TOURISM

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

OFFICE OF THE ENVIRONMENTAL COMMISSIONER

NOTIFICATION OF DECISION

REF NUMBER: ECC2300434

DATE OF ISSUE: 25 May 2023

DETAILS OF PROPONENT:

Northern Graphite Okanjande Mining (Pty) Ltd
P.O. Box 424
Otjiwarongo
Namibia

Dear Sir/ Madam

SUBJECT: NOTIFICATION ON APPLICATION FOR ENVIRONMENTAL CLEARANCE TO UNDERTAKE THE PROPOSED LISTED ACTIVITY: PROPOSED CONTINUATION, DEVELOPMENT AND EXPANSION OF THE OKANJANDE GRAPHITE MINE ON ML 196 HELD BY NORTHERN GRAPHITE OKANJANDE MINING (PTY) LTD, INCLUDING THE PROCESSING OF GRAPHITE ORE AND BY-PRODUCTS, ACCESSORY WORKS OPERATIONS, THE STORAGE AND DISPENSING OF FUEL WITHIN ML, WASTE DUMP ROCK AND TRANSPORTATION OF ORE TO OKORUSU MINE, OTJOZONDJUPA REGION.

Notice is herewith given in accordance with section 37(2) of the Environmental Management Act, Act 7 of 2007 and Environmental Impact Assessment Regulations of 2012 (GG 4878): that a decision in respect to your application No. **APP 230317001158** for Environmental Clearance Certificate to undertake a listed activity has been reached.

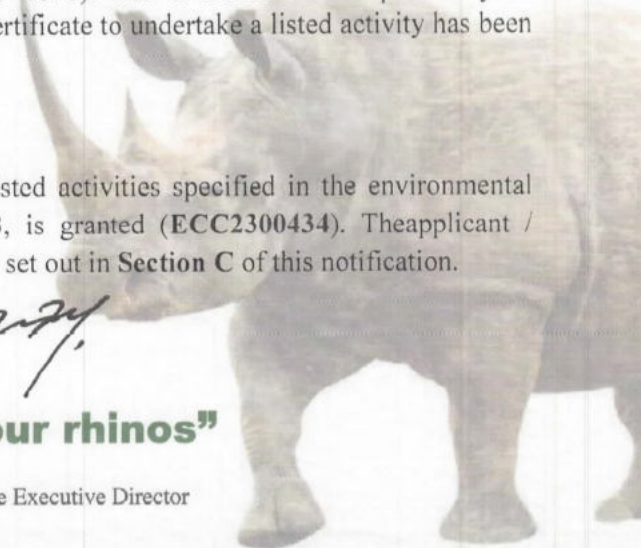
DECISION

An Environmental Clearance Certificate (ECC) to undertake the listed activities specified in the environmental assessment report and draft management plan dated March 2023, is granted (**ECC2300434**). The applicant / proponent is therefore advised to comply with conditions of approval set out in **Section C** of this notification.

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“Stop the poaching of our rhinos”

All official correspondence must be addressed to the Executive Director



A. DETAILS OF THE PROPOSED ACTIVITY

A1: TITLE OF THE PROPOSED ACTIVITY

PROPOSED CONTINUATION, DEVELOPMENT AND EXPANSION OF THE OKANJANDE GRAPHITE MINE ON ML 196 HELD BY NORTHERN GRAPHITE OKANJANDE MINING (PTY) LTD, INCLUDING THE PROCESSING OF GRAPHITE ORE AND BY-PRODUCTS, ACCESSORY WORKS OPERATIONS, THE STORAGE AND DISPENSING OF FUEL WITHIN ML, WASTE DUMP ROCK AND TRANSPORTATION OF ORE TO OKORUSU MINE, OTJOZONDJUPA REGION.

A2: DETAILS OF ASSESSMENT PRACTITIONER

Gerson Robert Shipena (General Manager) | 0814584297 (T) 061 258 470 (F) | 0814584297 | namenecc@gmail.com

A3: LOCATION OF PROPOSED ACTIVITY

(Annexure A – proposed site map)

B. RELEVANT LISTED ACTIVITIES

Legislation	Description of Listed Activity	Relevance to Proposed Activity
Regulation 29 of Government Notice No. 29 of 2012	<p>WASTE MANAGEMENT, TREATMENT, HANDLING AND DISPOSAL ACTIVITIES</p> <p>2.1 The construction of facilities for waste sites, treatment of waste and disposal of waste. 4 Government Gazette 6 February 2012 No. 4878</p> <p>2.2 Any activity entailing a scheduled process referred to in the Atmospheric Pollution Prevention Ordinance, 1976. 2.3 The import, processing, use and recycling, temporary storage, transit or export of waste.</p> <p>MINING AND QUARRYING ACTIVITIES</p> <p>3.1 The construction of facilities for any process or activities which requires a licence, right or other form of authorisation, and the renewal of a licence, right or other form of authorisation, in terms of the Minerals (Prospecting and Mining Act), 1992. 3.2 Other forms of mining or extraction of any natural resources whether regulated by law or not. 3.3 Resource extraction, manipulation, conservation and related activities. 3.4 The</p>	<p>PROPOSED CONTINUATION, DEVELOPMENT AND EXPANSION OF THE OKANJANDE GRAPHITE MINE ON ML 196 HELD BY NORTHERN GRAPHITE OKANJANDE MINING (PTY) LTD, INCLUDING THE PROCESSING OF GRAPHITE ORE AND BY-PRODUCTS, ACCESSORY WORKS OPERATIONS, THE STORAGE AND DISPENSING OF FUEL WITHIN ML, WASTE DUMP ROCK AND TRANSPORTATION OF ORE TO OKORUSU MINE, OTJOZONDJUPA REGION.</p>

	extraction or processing of gas from natural and non-natural resources, including gas from landfill sites. 3.5 The extraction of peat.	
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C. CONDITIONS

C1: Conditions of Approval

1. This certificate does not in any way hold the Ministry of Environment, Forestry and Tourism accountable for misleading information, nor any adverse effects that may arise from these activities. Instead, full accountability rests with the proponent and its consultants.
2. This Ministry reserves the right to attach further legislative and regulatory conditions during the operational phase of the project.
3. Regular environmental monitoring and evaluations on environmental performance should be conducted. Targets for improvements should be established and monitored throughout this process.

C2: Clearance Certificate Validity

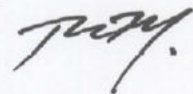
1. This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office.
2. On expiry of the ECC, the proponent is required to submit within a period not exceeding one month, and in the prescribed form and manner an application to the Office of the Environmental Commissioner for the renewal of the ECC.
3. Failure to renew an expired environmental clearance certificate shall result in permanent termination of the environmental clearance certificate.

C3: Compliance with authorization under other laws

4. All other applicable and required permits or authorization from relevant competent authorities must be obtained prior to commencing the proposed activities and accordingly adhered to.

C4: Implementation and Monitoring

5. The granting of the Environmental Clearance Certificate (ECC) constitute, an approval for the implementation of mitigation measures proposed in your approved Environmental Management Plan (EMP), hence making the approved EMP legally binding document.
6. The proponent shall appoint a suitably experienced environmental control officer, or site agent where appropriate, before the commencement of any listed activities to ensure compliance with the conditions of approval and mitigation stipulated in the approved EMP



7. A copy of the Environmental Clearance Certificate (ECC), EMP, Environmental Audit and monitoring reports must be kept at the site of the authorized activity and readily available for inspection by officials of the Ministry and registered Interested and affected Parties (I&APs) on request.
8. Should any heritage remains be exposed during excavations or any other actions on the site, these must immediately be reported to the National Heritage Council of Namibia. Heritage remains uncovered or disturbed during earthworks must not be further disturbed until the necessary approval has been obtained from National Heritage Council.
9. Using the best and affordable methodology, the Proponent must ensure that all listed activity's operations footprints are thoroughly rehabilitated prior to closure of the operation. Wherever possible, the Proponent must proceed with the rehabilitation process concurrently with the progression of the project rather than wait until the damage is far beyond the available means of management.
10. The general standard for all rehabilitation processes must at all costs aim at restoring the natural character of the environment to the satisfaction of the Ministry of Environment, Forestry and Tourism. Such rehabilitation processes shall be inspected and certified satisfactory or unsatisfactory by the Ministry of Environment, Forestry and Tourism. Where a certificate of unsatisfactory is issued, the Proponent shall be advised to carry-out certain tasks to meet the requirements. Failure to meet the basic rehabilitation requirements shall be regarded by this Ministry as a breach of this contract and of which serious consequences shall follow.
11. Officials of the environmental commissioner's office may from time-to-time conduct spot-inspection (non-auditing) without prior notice and or Auditing Inspection (dates to be agreed prior to arrival to the site), hence access to the site and the aforementioned documentation must be granted to any authorized official representing the Office of the Environmental Commissioner and Registered Interested and Affected Parties (I&APs)
12. Any changes to, or deviations from the scope of the alternative described in section B above must be accepted or approved, in writing, by the Office of the Environmental Commissioner before such changes or deviations may be implemented. In assessing whether to grant such acceptance/ approval or not, the Competent Authority may request information in order to evaluate the significance and impacts of such changes or deviations, and it may be necessary for the holder to apply for further authorisation in terms of the applicable legislation.
13. Officials representing the Office of the Environmental Commissioner must be, in possession and or by request and for the purpose of inspection referred to in C4(11) present their staff identification card in order to gain entry to the premises
14. The proponent is required, from the date of commencing implementation of project activities, to compile and submit environmental monitoring reports (on project progress and the environmental management profile) on a bi-annual basis to Office of Environmental Commissioner
15. Any changes to, or deviations from the scope of project activities approved in respect to the assessment received and reviewed for the purpose or granting this ECC Number (**ECC2300434**) are subject to an amendment application and approval by the Environmental Commissioner prior to adopting / implementing any such changes / deviations.
16. For the purpose of amending and or transferring the ECC, the proponent submit in the prescribed form and manner an application to the Office of the Environmental Commissioner, clearly indicating the need for amendment and or transfer of the ECC

17. Non-compliance with a condition of this Environmental Clearance Certificate or EMP may render the Proponent liable to criminal prosecution.

D. DISCLAIMER

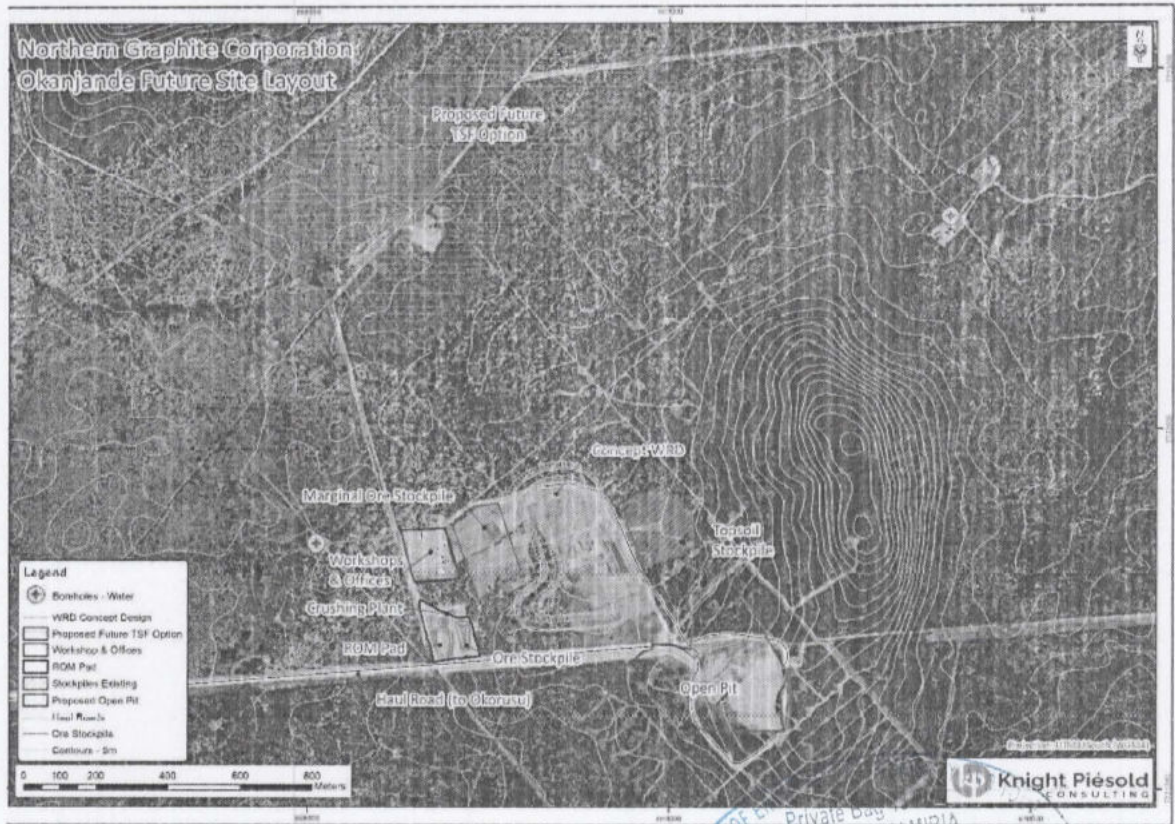
The decision taken by the Office of Environmental Commission is based mainly on information provided by the proponent or their representative, therefore, it must be noted here that the proponent is accountable for any wrong and misleading information that may have been presented in the environmental assessment documents.

Yours Sincerely,


Timoteus Mufeti
ENVIRONMENTAL COMMISSIONER



ANNEXURE A: SITEMAP / SITE LAYOUT



MINISTRY OF ENVIRONMENTAL AFFAIRS
Private Bag
WINDHOEK NAMIBIA
20 JAN 2023
ENVIRONMENTAL COMMISSIONER
REPUBLIC OF NAMIBIA