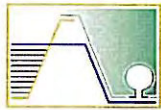


**APPENDIX A: INFORMATION-SHARING WITH AUTHORITIES**

- Formal EIA notification letter including minutes of initial meeting with MET held on 03 February 2009.
- Environmental Contract between LHU and government



# Metago Environmental Engineers (Pty) Ltd

*Consulting Engineers and Scientists*

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VAT No. 4300145887

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17 February 2009

Ministry of Environment and Tourism

**ATTENTION: FREDDY SIKABONGO**

Dear Freddy

**RE: LANGER HEINRICH URANIUM (PTY) LTD PROJECT AND RELATED EIA**

With reference to our meeting on 3 February 2009 (see minutes attached) this letter serves as formal notification of the proposed Langer Heinrich Uranium expansion project and the appointment of Metago Environmental Engineers (Pty) Ltd to conduct the related EIA.

Should you have any queries please do not hesitate to contact the undersigned.

Kind regards,

Brandon Stobart

*For Metago Environmental Engineers (Pty) Ltd*

Fiona Parkin



Directors:  
Paul de Kock Pr Sci Nat  
Steven Dorman Pr Eng  
Alistair James Pr Eng

Brandon Stobart EAPSA  
Stephen van Niekerk Pr Eng

Office:  
Johannesburg, South Africa  
Perth, Western Australia



**LANGER HEINRICH STAGE 3 EXPANSION PROJECT**  
**MINUTES OF AUTHORITIES MEETING**

DATE & TIME	03 February 2009 - 11h00
VENUE:	Ministry of Environment and Tourism - Windhoek
PROJECT:	Proposed stage 3 expansion of Langer Heinrich mine
PROJECT NUMBER:	L016-01
PURPOSE:	The purpose of the meeting was to: <ul style="list-style-type: none"><li>• Introduce the project team to the authorities</li><li>• Introduce the proposed expansion project to the authorities</li><li>• Discuss the proposed EIA programme</li></ul>
ATTENDANCE:	An attendance register is presented in Appendix 1.

**1. OPEN AND INTRODUCTION**

Freddy Sikabongo (FS) opened the meeting. All people present introduced themselves and then FS handed the meeting to Brandon Stobart (BS). BS explained that the purpose of the meeting was to discuss a proposed environmental impact assessment (EIA).

**2. PROJECT DESCRIPTION**

BS provided a brief project description for the proposed project. The key points are:

- Langer Heinrich is an existing mining operation.
- The initial project was undertaken on the basis of an approved EIA and EMP.
- The first expansion (stage 2), is being undertaken on the basis of an approved EMP.
- In broad terms the second expansion (stage 3) comprises additional plant and associated infrastructure to allow a significant increase in total annual production.

**3. EIA PROGRAMME**

BS presented the proposed EIA programme (Appendix 2) by discussing each line item of the proposed programme.

**4. DISCUSSION**

A number of issues were raised during the meeting. These are recorded below:

**4.1. Legal framework**

FS stated that there are no regulations in place to dictate the process and content of the EIA. It was agreed that the draft regulations could be used as a reference, but that the outcomes of the meeting would provide the required guidance.

#### **4.2. Application**

FS confirmed that there is no formal application step in the EIA procedure. He asked that Metago or Langer Heinrich submit a letter notifying him of the proposed project and related EIA. BS confirmed that this letter would be sent together with the minutes of the meeting.

#### **4.3. Authorities and state entities**

FS advised that the following authorities/entities should be directly notified of the proposed project and EIA. He further confirmed that these authorities/entities could either attend the public meetings or focussed stakeholder meetings:

- Ministry of Mines and Energy
- Ministry of health and social services
- Directorate of Parks and Wildlife
- NACOMA project
- NAMPOWER
- NAMWATER
- Chamber of Mines

#### **4.4. Notification periods**

FS advised that the public should receive a 2 week notification period before public meetings. The use of newspapers was considered adequate for this purpose.

#### **4.5. Language**

FS confirmed that the official language for the adverts, reports and meetings is English.

#### **4.6. Terminology**

The scoping report should be called a scoping/baseline report to reflect the proposed change in terminology of the proposed EIA regulations.

#### **4.7. Summaries**

Sending report summaries to interested and affected parties is optional.

#### **4.8. Report distribution**

Full scoping/baseline and EIA/EMP reports should be placed at the following places to allow public review thereof:

- public libraries in Windhoek, Swakopmund and Walvisbay;
- key Ministries; and
- the Ministry of Environment and Tourism (MET) library in Windhoek.

#### **4.9. Report review**

The public should have 30 days to review both the scoping/baseline and EIA/EMP reports. The MET will only process the reports once they have been reviewed by the public and all related comments and amendments are in the reports.

#### **4.10. MET time frames**

MET undertakes to provide a formal response on the scoping/baseline report within 14 days of receipt, and a decision on the EIA/EMP report within 30 to 60 days of receipt. The latter range is dependent on the need for external review. Without external review the time period will be 30 days.

#### **4.11. External review**

The costs of the external reviewer will be for the account of Langer Heinrich.

#### **4.12. Site visit**

MET does not require a site visit as part of the EIA process. This would be optional.

#### **4.13. Approval validity period**

FS confirmed that, after the EIA/EMP is approved and the clearance certificate is issued, there is currently no time limit imposed by MET for project commencement. He stated further that this may change with the future regulations, but for the proposed Langer Heinrich expansion project the current approach would apply.

#### **4.14. Way forward**

It was agreed that Metago can proceed on the basis of the above discussion and the approach included in the attached programme (Appendix 2).

#### **5. CLOSE**

The meeting was closed by FS.

**APPENDIX 1 – ATTENDANCE REGISTER**


<b>Name and Surname</b>	<b>Interest/Organisation</b>	<b>E-mail</b>	<b>Telephone</b>
Freddy Sikabongo	Head of Department – Directorate of Environmental Affairs		+264 61 284 2713
Ekkehard Geib	Consultant to MET	ses@ses-bonn.de	+264 61 284 2713
Zuna September	EIA unit - Directorate of Environmental Affairs	zuna@dea.met.gov.na	+264 61 284 2706
Lely Saima Angula	EIA unit - Directorate of Environmental Affairs	lse_angula@yahoo.com	+264 61 284 2713
Olimpio Nulepo	Economist – MET		
Timoteus Mufeti	Project coordinator – NACOMA project	tmufeti@nacoma.org.na	+264 (0) 81 124 4417 +264 (0) 64 403905
Charles Cleghorn	Langer Heinrich	Charles.cleghorn@lhupl.com	+264 64 4106207
Werner Petrick	Langer Heinrich	werner.petrack@lhupl.com	
Brandon Stobart	Metago	brandon@metago.co.za	+27 11 467 0945 +27 83 471 2231

## APPENDIX 2 – EIA PROGRAMME



**PROJECT NO: L016-01 EIA/EMP REPORT FOR EXPANSION PROJECT**  
**DATE: 04 FEBRUARY 2009**

[illegible]

 Outstanding tasks

 Completed tasks





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 Mining License 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: Company: Heinrich U. G. G. Pty Ltd.  
(hereinafter referred to as the "Holder") being the holder of ~~Non-Exclusive Prospecting License/ Exclusive Prospecting License/ Reconnaissance License/ Mining Claim(s)/ Mining License/~~ (delete those not applicable)  
no ML140

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 which 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

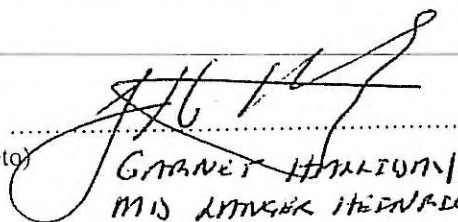
- 3.1 In accordance with section 68(f) of the Act, which provides that an application for a licence shall contain particulars of the existing condition of the environment, an estimate of the effect which the proposed operations may have, and the proposed steps to be taken to prevent or minimise such 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

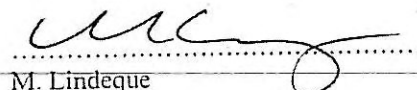
- 4.1 The Holder acknowledges that the reports, which it is obliged to furnish to the MME (which is provided for in the notice from the office of the Mining Commissioner under section 48(4) of the Act) will include an Environmental Report.
- 4.2 The Holder acknowledges that officials from the MME and/or the 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 Swakopmund on this 24<sup>th</sup> day of MARCH .....2006

For the Holder:  
(duly authorised thereto)


  
GARNET HALLIDAY  
MIS LANGEK ITHENACH OMANUWA Pty Ltd.

For the Government of Namibia:

  
M. Lindeque  
Permanent Secretary  
Ministry of Environment and Tourism

27/4/06

and

  
19.04.2006  
Mr. E. Shivolo  
Mining Commissioner  
Ministry of Mines and Energy