



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

City Sand and Bricks (Pty) Ltd
P. O. Box 9952, Windhoek

TO UNDERTAKE THE FOLLOWING LISTED ACTIVITY

Sand Mining Operations in the Swakop River, Otjozondjupa Region.

Issued on the date: **2022-02-16**
Expires on this date: **2025-02-16**



(See conditions printed over leaf)

Reduce
Reuse
Recycle



CONDITIONS OF APPROVAL

1. This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office
2. 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
3. This Ministry reserves the right to attach further legislative and regulatory conditions during the operational phase of the project
4. All applicable and required permits are obtained and mitigation measures stipulated in the EMP are applied particularly with respect to management of ecological impacts.
5. Strict compliance with national heritage guidelines and regulations is expected throughout the life-span of the proposed activity, therefore any new archaeological finds must be reported to the National Heritage Council for appropriate handling of such.



REPUBLIC OF NAMIBIA

MINISTRY OF ENVIRONMENT, FORESTRY AND TOURISM

Tel: (00 264) 61 284 2111
Fax: (00 264) 61 232 057

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

OFFICE OF THE ENVIRONMENTAL COMMISSIONER

NOTIFICATION OF DECISION

REF NUMBER: ECC 01980

DATE OF ISSUE: 16 FEBRUARY 2022

DETAILS OF PROPONENT:

City Sand and Bricks (Pty) Ltd
P. O. Box 9952
Windhoek
Namibia

Dear Sir/ Madam

SUBJECT: NOTIFICATION ON APPLICATION FOR ENVIRONMENTAL CLEARANCE TO UNDERTAKE THE PROPOSED LISTED ACTIVITY: Sand Mining Operations in the Swakop River, 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 3245** for environmental clearance 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 November 2021, is granted (**ECC 01980**). The applicant / proponent is therefore advised to comply with conditions of approval set out in **Section C** of this notification.

A. DETAILS OF THE PROPOSED ACTIVITY

A1: TITLE OF THE PROPOSED ACTIVITY

Sand Mining Operations in the Swakop River, Otjozondjupa Region.



A2: DETAILS OF ASSESSMENT PRACTITIONER**Geo Pollution Technologies (Pty) Ltd**

P. O. Box 11073 Windhoek

TEL.: (+264-61) 257411

FAX.: (+264) 88626368

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(sub-regulation 5) of Government Notice No. 29 of 2012	MINING AND QUARRYING ACTIVITIES 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 extraction or processing of gas from natural and non-natural resources, including gas from landfill sites. 3.5 The extraction of peat.	Sand Mining Operations in the Swakop River, Otjozondjupa Region.

C. CONDITIONS**C1: Conditions of Approval**

1. This certificate does not in any way hold the Ministry of Environment 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.
4. This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office.

C2: Clearance Certificate Validity

1. 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.
2. Failure to renew an expired environmental clearance certificate shall result in permanent termination of the environmental clearance certificate.
3. In terms of Section 3 (2)C of the Environmental Impact Assessment, you are instructed to, within 14 days of this notice issuance date, ensure that all registered interested and affected parties ("I&APs") are notified that an environmental clearance certificate has been issued in respect to your application and of their right to appeal

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. The proponent shall erect a signboard not smaller than 70 cm in height and 100cm in width, at the major entrance/s to project site / premises, specifying the title of their approved activity, the name of the ECC holder, and a contact details for enquiries.
8. 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.
9. 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)



10. 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(9) present their staff identification card in order to gain entry to the premises
11. Mining shall be done in layers of 1 m depth to avoid ponding effect and after first layer is excavated, the process will be repeated for the next layers; All possible precaution as identified in the Environmental Management Plan shall be complied with to prevent and mitigate potential impacts.
12. No exposure of groundwater should take place in respect of Sand mining activities undertaken within a riverbed.
13. Valid permit from the Relevant Competent Authority to be obtained for riverbed sand mining, vegetation clearing of protected plant species and boreholes drilling prior to commencement of the project.
14. Depending upon the location, thickness of sand, deposition, agricultural land/river bed, the method of mining may be manual, semi-mechanized or mechanized; however, manual method of mining shall be preferred over any other method.
15. The EC holder shall keep a correct account of quantity of sand mined out, dispatched from the site, mode of transport, registration number of vehicles, person in-charge of vehicle and site plan. This should be produced before inspectors at any time.
16. Restricted working hours: Sand mining operation has to be carried out between 7 am to 5 pm.
17. Pollution due to dust, exhaust emission or fumes during mining and processing phase should be controlled and kept in permissible limits specified under environmental laws
18. Restoration of flora affected by mining should be done immediately. Twice the number of trees destroyed by mining be planted preferably of indigenous species;
19. Sand mining sites should not be located within 100 meters from the edge of National Highway and railway line, water reservoir, canal and building; 60 meter from the edge of other roads except on special exemption from relevant authority.
20. Junction at take-off point approach road with main road be properly developed with proper width and geometry required for safe movement of traffic by lease holder at his own cost.
21. 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
22. 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 (**ECC 01980**) are subject to an amendment application and approval by the Environmental Commissioner prior to adopting / implementing any such changes / deviations.



23. 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

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

D. DISCLAIMER

1. The decision taken by the Office of Environmental Commission is based mainly on information provided to it 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

