

3. Photographs and images

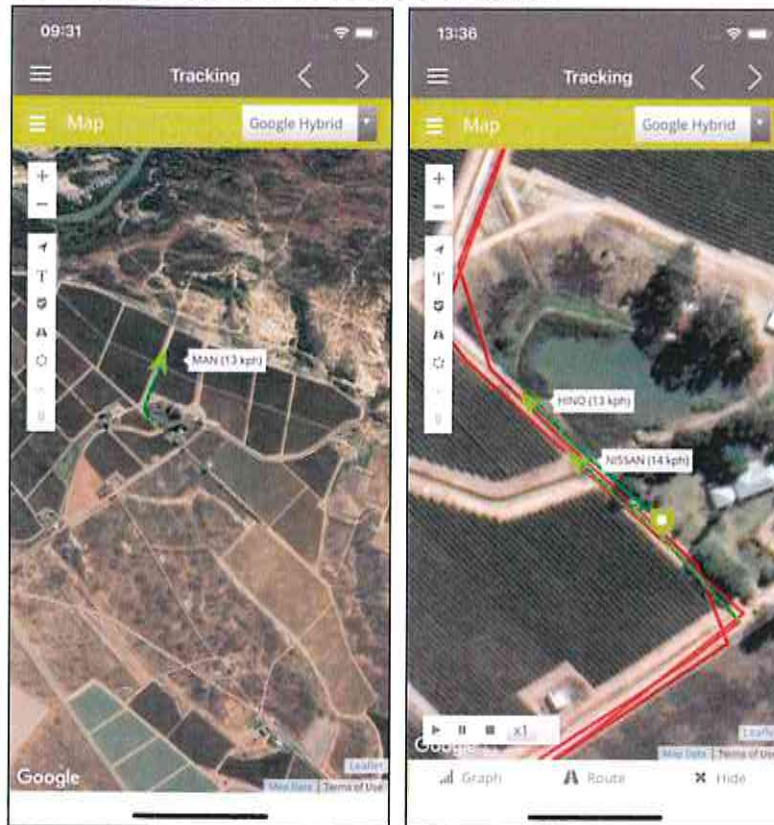


Figure 1: Screen shots showing satellite tracking of truck speed



Figure 2: Truck with light on roof and driver busy covering the load with a tarpaulin

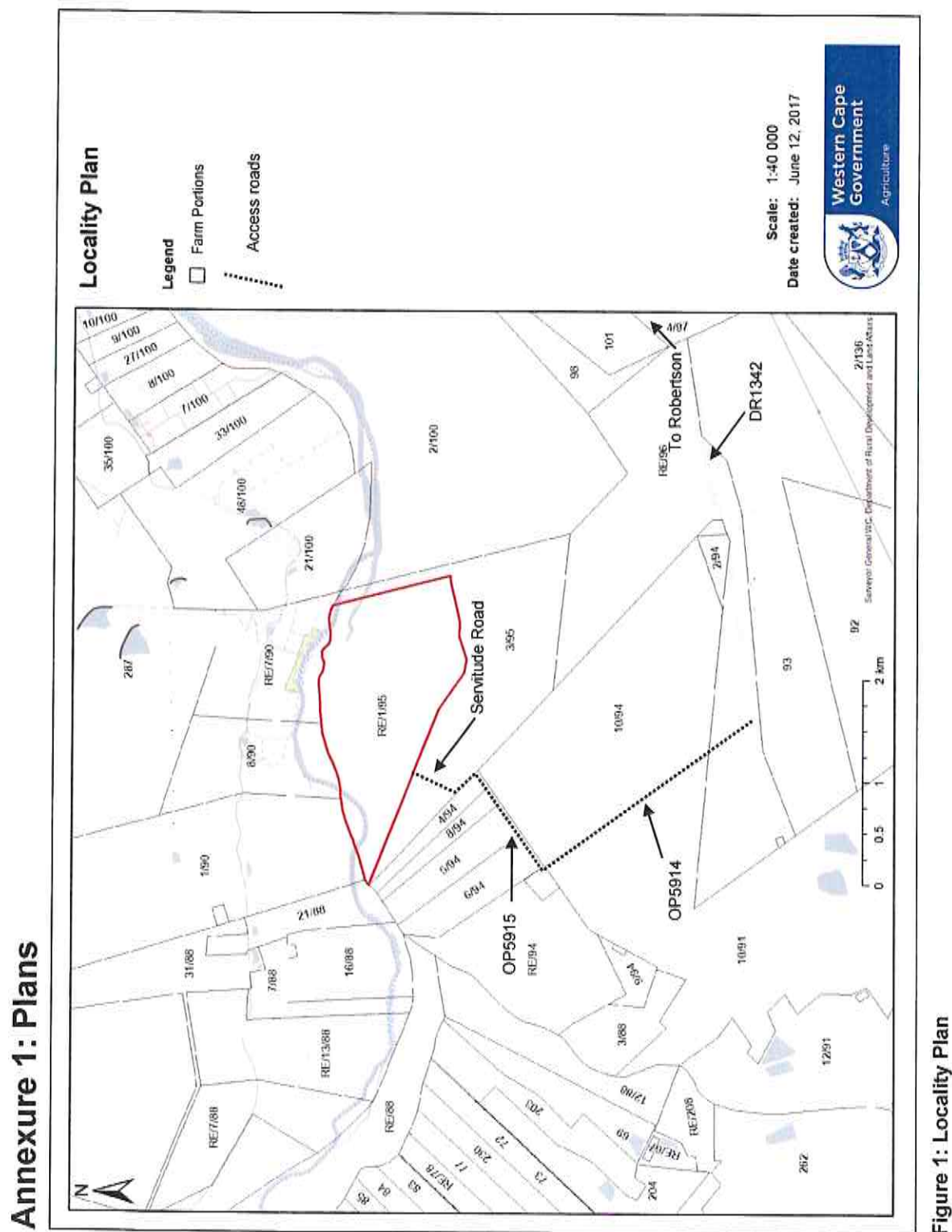


Figure 3: Electric gate at entrance to servitude road



Figure 4: Public gravel road in very good condition

Annexure 1: Plans



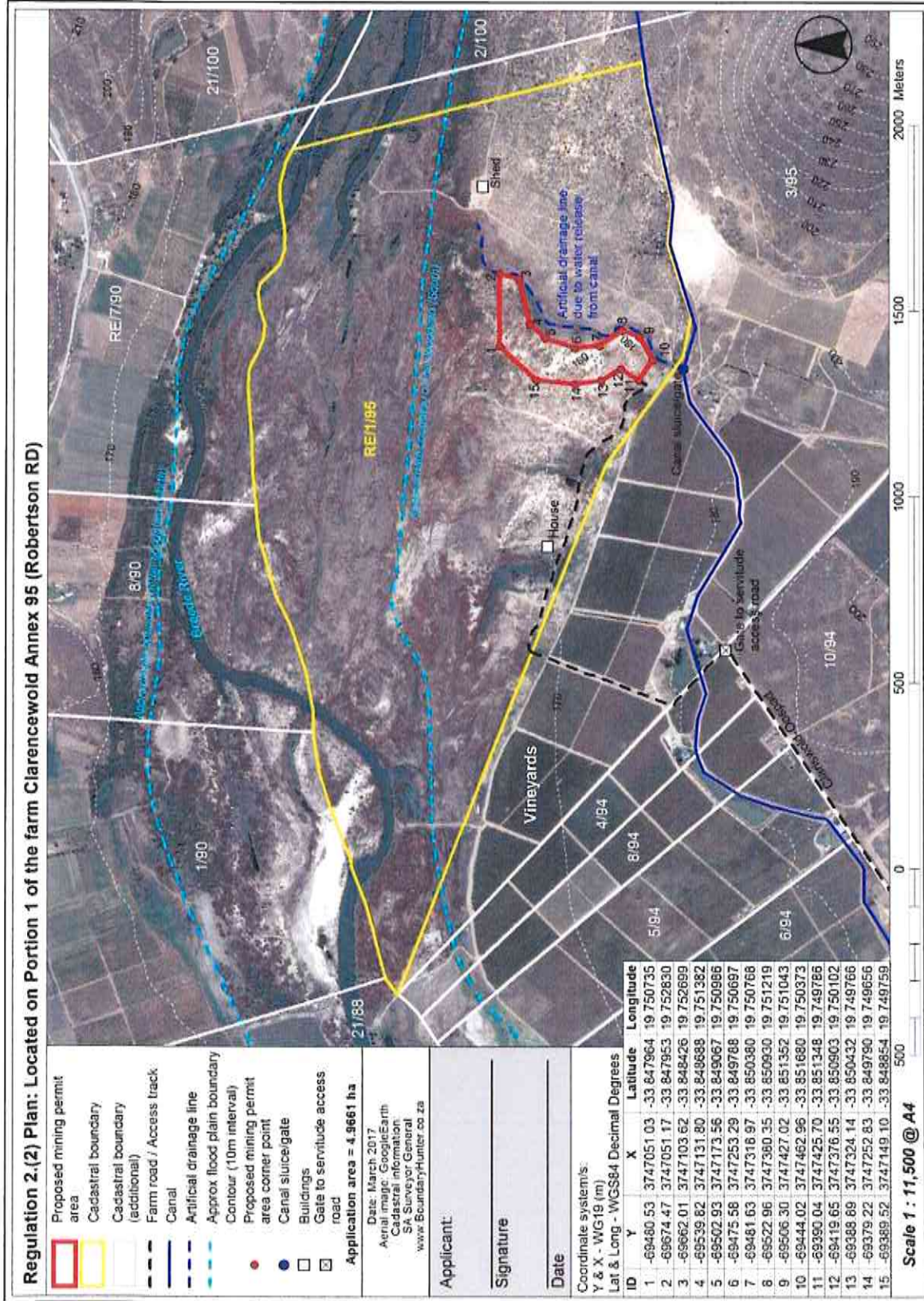


Figure 2: Land use plan

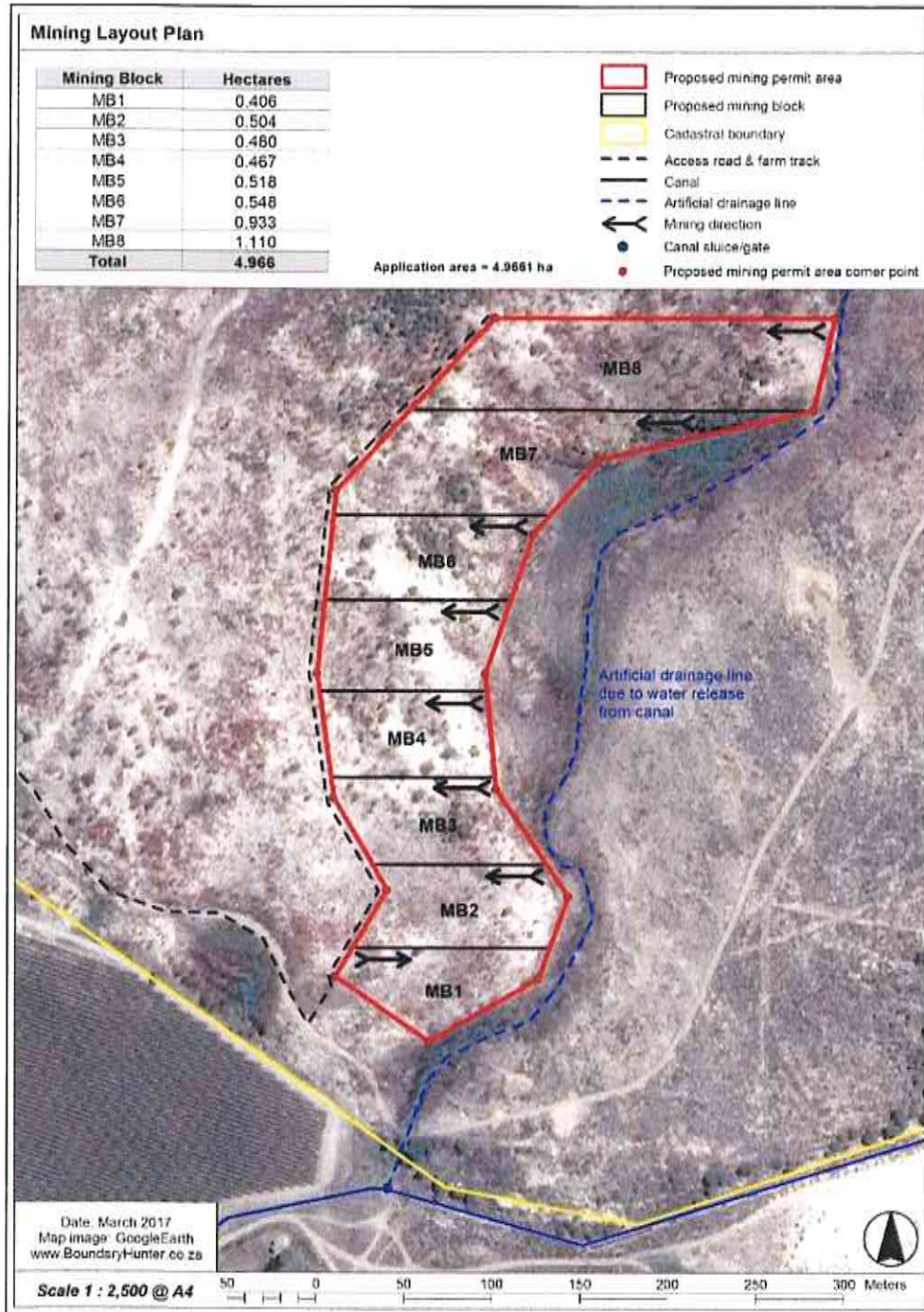
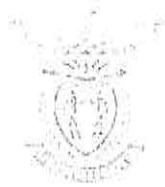


Figure 3: Mining Layout Plan (site development plan)



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Private Bag X 9 Roggebaai, 8012; Tel: 021 427 1000; Fax: 021 427 1046, Atterbury House, 9th
Floor, c/o Lower Burg & Riebeeck Street, Cape Town, 8012
Enquiries: Linda Njemla E-mail: linda.njemla@dmr.gov.za
Your ref.: 15/4/1/2/9 Our ref.: WC30/5/1/3/2/10137MP
Sub-Directorate: Mine Environmental Management

The Municipal Manager: Town Planning
Langeberg Municipality
Private Bag X09
Roggebaai
8012

Attention: K Brand

Dear Sir /Madam

**RE: SAND MINING ON PORTION 1 OF THE FARM CLARENCEWOLD NO. 95,
SITUATED IN THE MAGISTERIAL DISTRICT OF ROBERTSON IN THE WESTERN
CAPE REGION**

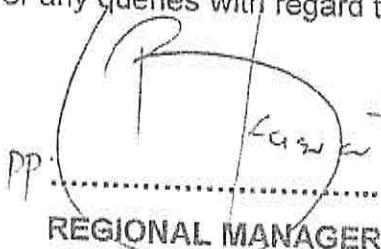
1. A complaint dated the 30th August 2019 was received by this office on the 13th September 2019. The complaint was in relation to non-compliance of Debby Janice-Satchel to her environmental authorisation (EA) conditions in respect of the mining activities occurring at the above mentioned site.
2. A follow-up was made, whereby an inspection was conducted by the officials of the Department on the 03rd of October 2019. With all the non-compliances listed on your complaint, none of them were observed during the inspection.
3. The environmental audit report that is stated in the EA conditions is submitted biennially (once in 2 years) not biannually. However, the EA holder has submitted such report which is compiled by the appointed Environmental Control Officer. Also note that both the inspection report and environmental

RE: SAND MINING ON PORTION 1 OF THE FARM CLARENCEWOLD NO. 95, SITUATED IN THE MAGISTERIAL DISTRICT
OF ROBERTSON IN THE WESTERN CAPE REGION

audit report are available on request, following the right channels with reference to the Promotion of Access to Information Act 2 of 2000 (PAIA) .

4. Regarding condition 4.12.6; this office has not requested any monthly report.

For any queries with regard to this matter, please contact the above mentioned official.

PP: 

REGIONAL MANAGER: MINERAL REGULATION
WESTERN CAPE REGION

DATE: 23 / 10 / 2019

BREDE-GOURITZ

Registration of Water Use
Department of Water and Sanitation
Private Bag X3055 Worcester 6850

51 Baring Street Worcester 6850, Private Bag X3055 Worcester 6850

Enquiries: B. DLABAZANA Tel: 023-346 8000 Fax: 023-347 2012 E-mail: bdlabazana@bgcma.co.za

Ref: 29006156

Date: 07 MAY 2018

JITIY FAMILY TRUST
PO BOX 484
ROBERTSON
6705

NATIONAL REGISTER OF WATER USE CERTIFICATE 29006156

Your water registration certificate is attached.

Please review this report for any errors and bring it to our attention within one calendar month

Yours sincerely,

pp. 
MR JAN VAN STADEN

CHIEF EXECUTIVE OFFICER (ACTING)



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

National Register of Water Use Registration Record 29006156

Water Use Registration Record 29006156 is issued in terms of the regulations requiring that a Water Use be registered, promulgated under Section 26(1)(c) of the National Water Act(Act 36 of 1998) to:

Applicant

Applicant Type: COMPANY
Name: JITYI FAMILY TRUST
Enterprise Type: TRUST
Business Registration Number: T157/2016 (C)
Postal Address: PO BOX 484
ROBERTSON
6705
VAT Registration Number: 4040184261

Water Management Area

Name: BREEDE-GOURITZ

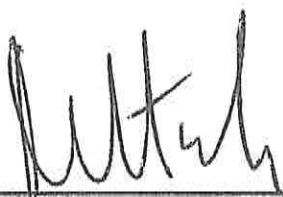
Register Status

Status: ACTIVE

Water Uses

See attached Annexure(s)

Water Use No.	Water Use	Volume	Volume Start Date	Volume End Date
1	21(c)		2017/11/01	
2	21(i)		2017/11/01	


Office: Breede-gouritz Cma
Regional Office: Western Cape Region

BREEDE - GOURITZ CMA
07 -05- 2018
Date stamp of issuing office

DISCLAIMER :

This Registration Record:

- 1 is not an acknowledgement of an entitlement to the registered water use;
- 2 may NOT be used to create the impression that it is proof of a water use entitlement. By virtue of section 22(1) of the National Water Act, the only documents that may be used as proof of a water use entitlement, are:
 - 2.1 a licence;
 - 2.2 an official document stating the extent of existing lawful water use pursuant to sections 33 or 35 of the National Water Act;
 - 2.3 a general authorisation as published in the Gazette; or
 - 2.4 Schedule 1 of the National Water Act.

Notes:

- If an entitlement for the specific water use referred to in this Registration Record has been confirmed by the Department, it may be indicated as such in this Registration Record.
 - If the responsible authority has dispensed with the requirement for a licence for a specific water use, no water use entitlement is needed for that use under the National Water Act.
- 3 is issued without alterations or erasures and is invalid if it contains alterations not in conformity with the Department's official copy; and in substitution of any Registration Record the Department may have previously issued and the Information is valid as at the date of issue.

National Register of Water Use Registration Record 29006156

Impeding or diverting the flow of water in a watercourse in terms of Section 21(c) of the National Water Act

Water Use Identification

Register Number: 29006156
Water Use Number: 1
Water Use Start Date: 2017/11/01
Water Use Status Date: 2018/03/13
Water Use Status: REGISTERED

Lawfulness Authentication

Finding: LAWFUL
Finding Date: 2017/10/27
Finding Reason: GENERAL AUTHORISATION
Finding Confirmed: YES
General Authorisation: Gov. Gazette 40229, Notice 509, 26 August 2016
Legal Section: Section 21(c) of the National Water Act (Act no. 36 of 1998)
GA Applicable From Date: 2016/09/01
GA Applicable To Date: 2036/08/31

Water Use Details for Impeding the Flow of Water

Water Resource: BREEDE RIVER
Geographic Location: Latitude 33.84796° south Longitude 19.75073° east
Datum Type: WGS-84
For the Purpose of: REMOVAL OF SAND DUNE
Height: 0.1 METRES
Width: 0.1 METRES
Length: 600 METRES
Water Use Sector: MINING
Quaternary Drainage Region: H40G

Property Where Water Use Occurs

Property Name: CLARENCEWOLD ANNEX
Property Number: 95
Portion of Property: 1
SG Cadastral Code: C06500000000009500001
Deeds Office: CAPE TOWN
Registration Division: ROBERTSON
Registration Division Province: WESTERN CAPE
Surveyor General Office: CAPE TOWN

WUN/Property Relationship Details

Relationship Start Date	Relationship End Date
2017/11/01	

DISCLAIMER :

This Registration Record:

- 1 is not an acknowledgement of an entitlement to the registered water use;
- 2 may NOT be used to create the impression that it is proof of a water use entitlement. By virtue of section 22(1) of the National Water Act, the only documents that may be used as proof of a water use entitlement, are:
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 - 2.2 an official document stating the extent of existing lawful water use pursuant to sections 33 or 35 of the National Water Act;
 - 2.3 a general authorisation as published in the Gazette; or
 - 2.4 Schedule 1 of the National Water Act.

Notes:

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National Register of Water Use Registration Record 29006156

Altering the bed, banks, course or characteristics of a watercourse in terms of Section 21(i) of the National Water Act

Water Use Identification

Register Number:	29006156
Water Use Number:	2
Water Use Start Date:	2017/11/01
Water Use Status Date:	2018/03/13
Water Use Status:	REGISTERED

Lawfulness Authentication

Finding:	LAWFUL
Finding Date:	2017/10/27
Finding Reason:	GENERAL AUTHORISATION
Finding Confirmed:	YES
General Authorisation:	Gov. Gazette 40229, Notice 509, 26 August 2016
Legal Section:	Section 21(i) of the National Water Act (Act no. 36 of 1998)
GA Applicable From Date:	2016/09/01
GA Applicable To Date:	2036/08/31

Water Use Details

Type of Water Resource:	RIVER/STREAM	
Water Resource:	BREEDE RIVER	
For the Purpose of:	REMOVAL OF SANS DUNE	
Altering of:	BANKS	
Start of Alteration:	Latitude	Longitude
	33.84796° south	19.75073° east
Datum Type:	WGS-84	
End of Alteration:	Latitude	Longitude
	33.84795° south	19.75283° east
Datum Type:	WGS-84	
Length of Watercourse Affected by Alteration:	600 METRES	
Water Use Sectors:		
Quaternary Drainage Region:	H40G	

National Register of Water Use Registration Record 29006156

Altering the bed, banks, course or characteristics of a watercourse in terms of Section 21(i) of the National Water Act

Water Use Identification

Register Number:	29006156
Water Use Number:	2
Water Use Start Date:	2017/11/01
Water Use Status Date:	2018/03/13
Water Use Status:	REGISTERED

Property Where Water Use Occurs

Property Name:	CLARENCEWOLD ANNEX
Property Number:	95
Portion of Property:	1
SG Cadastral Code:	C06500000000009500001
Deeds Office:	CAPE TOWN
Registration Division:	ROBERTSON
Registration Division Province:	WESTERN CAPE
Surveyor General Office:	CAPE TOWN

WUN/Property Relationship Details

Relationship Start Date	Relationship End Date
2017/11/01	

DISCLAIMER :

This Registration Record:

- 1 is not an acknowledgement of an entitlement to the registered water use;
- 2 may NOT be used to create the impression that it is proof of a water use entitlement. By virtue of section 22(1) of the National Water Act, the only documents that may be used as proof of a water use entitlement, are:
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 - 2.2 an official document stating the extent of existing lawful water use pursuant to sections 33 or 35 of the National Water Act;
 - 2.3 a general authorisation as published in the Gazette; or
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- 3 is issued without alterations or erasures and is invalid if it contains alterations not in conformity with the Department's official copy; and in substitution of any Registration Record the Department may have previously issued and the information is valid as at the date of issue.

Tracy Brunings

Subject: FW: FW: Temporary Departure of portion 1 of the farm Clarencewold No 95

From: Renee Burger (AKA The Horse Lady) <renee@nerinaguestfarm.com>

Sent: Friday, 19 February 2021 15:38

To: Tracy Brunings <tbrunings@langeberg.gov.za>

Subject: Temporary Departure of portion 1 of the farm Clarencewold No 95

This mail is regarding The Temporary Departure of portion 1 of the farm Clarencewold No 95

The La Chasseur basin was declared a HOT SPOT by the FPA (Fire Protection Association) in 2016 right after the fire on the 3rd of Jan 2016.

1. The fire started on Portion 1 of the farm Clarencewold No 95 (proven by the fire forensic's)
2. I also have significant forensic evidence that the fire was deliberately started.
3. I unfortunately can not give consent for Temporary mining rights to a property that borders my farm knowing that they are irresponsible.
4. The Sand quarry they are operating are part of a natural wetland and also home to Riverine Rabbit (Doekvoet) (confirmed by Rudolph Rochser & Mossie Basson) that are on the critically endangered specie list.
5. It is also home to Linx (Rooikat) and with the Blake's sheep paddocks in the river bed I can only foresee more trouble for ether linx or sheep.
6. I can actually see the operations from my farm and every now and again the Breede river floods hectically which will put most of their property under water, also altering the rivers natural path.

The amount of damage the loose sand will do to the neighboring farms down stream and also by slicking the weir and canal system putting farmers out of water for a couple of days to clean the canal and dams.

7. The trucks running up and down the neighboring orchards and vineyards also causes allot of dust on the crops which in return causes dust mites and rooi spinnekop... more chemicals to spray

I firmly believe this will be a BIG negative for the area (farming and wetland)

Regards

Renée Burger

0827442580

Tracy Brunings

From: Deb Blake-Satchel <DebbyBlake@Satchel.co.za>
Sent: Friday, 16 April 2021 11:12
To: Tracy Brunings
Cc: Langeberg Municipality; MM; renee@nerinaguestfarm.com; eco@deovolenterobertson.co.za; Stephen Davey; Alan Blake; Kobus Brand
Subject: Re: Temporary Departure on portion 1 of the farm Clarencevold No 95: Application for Extension of Validity of Approval
Attachments: 210416 Response.pdf

Dear Tracy

Please find attached our response to the objection lodged by Renee Burger

Regards

Deb

Deo Volente Sandmine

On 2021/03/25 11:13, Tracy Brunings wrote:

Good day,

I refer to your above application.

Below please find comments received from a neighbour.

In response to these comments, the neighbour was sent further information as outlined in the email below. Nonetheless, the neighbour has indicated that their concerns still stand, notwithstanding the additional information forwarded to them.

You are therefore kindly requested to provide this Municipality with a written response within 30 days of receipt of this email. Should no reply be received within the prescribed time period, it will be deemed that you have no comments. Arrangements can be made, prior to the 30 days lapsing, for a further period agreed upon with the Municipality for the submission of additional information and/or documentation.

For your record purposes, please note that we are still awaiting comment from the following Departments: Cape Nature, DEA&DP, Elsenburg and DMR.

Regards,

Tracy Brunings Pr.Pl. A/951/1997
 PROFESSIONAL TOWN AND REGIONAL PLANNER
 TOWN PLANNING DEPARTMENT



3 Piet Retief Street, MONTAGU 6720

Dear Tracy

Herewith below, in BLUE, please see our response to the objection lodged by Renee Burger

Kind Regards

DJ Satchel - owner of Deo Volente Sandmine

AJ Blake - Manager of Deo Volente Sandmine

From: Renee Burger (AKA The Horse Lady) <renee@nerinaguestfarm.com>

Sent: Friday, 19 February 2021 15:38

To: Tracy Brunings <tbrunings@langeberg.gov.za>

Subject: Temporary Departure of portion 1 of the farm Clarencewold No 95

This mail is regarding The Temporary Departure of portion 1 of the farm Clarencewold No 95

The La Chasseur basin was declared a HOT SPOT by the FPA (Fire Protection Association) in 2016 right after the fire on the 3rd of Jan 2016.

1. The fire started on Portion 1 of the farm Clarencewold No 95 (proven by the fire forensic's)

We only took ownership of the farm in August 2016 and therefore the fire has no bearing on the application.

2. I also have significant forensic evidence that the fire was deliberately started.

Noted. This has no bearing on the application. We trust that you provided the forensic evidence to the Langeberg Municipality and to the South African Police Services.

3. I unfortunately can not give consent for Temporary mining rights to a property that borders my farm knowing that they are irresponsible.

Noted. On what factual basis do you claim that we are "irresponsible"?

4. The Sand quarry they are operating are part of a natural wetland and also home to Riverine Rabbit (Doekvoet) (confirmed by Rudolph Rochser & Mossie Basson) that are on the critically endangered specie list.

A specialist wetland study was compiled by Donovan Kotze for the original

36.
Basic Assessment Report that was prepared for the sand mine. It was confirmed that the mining site consists of a sand dune and not a wetland. No riverine rabbits are present on the farm and as far as we are aware they have not been recorded on the south side of the Breede River. Riverine Rabbits are mainly restricted to the Karoo with only very rare sightings south of the Langeberg mountains.

5. It is also home to Linx (Rooikat) and with the Blake's sheep paddocks in the river bed I can only foresee more trouble for ether linx or sheep.

Noted. This has no bearing on the application.

6. I can actually see the operations from my farm and every now and again the Breede river floods hectically which will put most of their property under water, also altering the rivers natural path.

The amount of damage the loose sand will do to the neighboring farms down stream and also by slicking the weir and canal system putting farmers out of water for a couple of days to clean the canal and dams.

Noted. The sand mining site currently only has an extent of 0.16 hectares and is located 2.11 km away from the farm houses at the Nerina Guest Farm (located on Farm 1/90 on the other side of the Breede River). The site is 600 metres away from the edge of the floodplain. The Breede River floods three years ago recorded the 4th highest peak flow recorded in this part of the catchment and during that time the flood water did not reach closer than 600 metres to the sand mining area.

6. The trucks running up and down the neighboring orchards and vineyards also causes allot of dust on the crops which in return causes dust mites and rooi spinnekop... more chemicals to spray

Dust monitoring has been carried out and the levels are very far below the limits prescribed in the National Dust Control Regulations, 2013. The Department of Transport has confirmed that they are satisfied with the dust control measures (letter dated 3 March 2021).

I firmly believe this will be a BIG negative for the area (farming and wetland)

Noted, this is your personal opinion, however this is not in agreement with the findings of the specialist reports prepared for the original mining permit application nor from the Breede Gourits Catchment Agency who are responsible for water resource management in the area (letter dated 23 March 2021).

Regards

Renée Burger

**TRANSPORT & PUBLIC WORKS: ROADS**

Chief Directorate: Road Planning

Email: grace.swanepoel@westerncape.gov.za

Tel: +27 21 483 4669

Room 335, 9 Dorp Street, Cape Town, 8001

PO Box 2603, Cape Town, 8000

REFERENCE: 16/9/6/1-04/126 (Job 25021)
ENQUIRIES: Ms G Swanepoel
DATE: 3 March 2021

The Municipal Manager
 Langeberg Municipality
 Private Bag X2
ASHTON
 6715

Attention: Ms T Brunings

Dear Madam

**PORTION 1 OF THE FARM CLARENCEWOLD ANNEX 95: MINOR ROADS 5914 AND 5915:
 APPLICATION FOR EXTENSION OF TEMPORARY DEPARTURE (SAND MINE)**

1. Your letter dated 26 January 2021 refers.
2. The property is located 13km south-west of Robertson and takes access via Minor Road 5914, Minor Road 5915 and a right of way servitude.
3. This application is for an extension of a Temporary Departure in order to operate a sand mine.
4. It is noted that the Applicant has instituted various measures to control dust along the Minor Roads. These measures are to continue.
5. This Branch offers no objection to the application in terms of the Land Use Planning Act, No 3 of 2014.

Yours Sincerely

SW CARSTENS

For DEPUTY DIRECTOR-GENERAL: ROADS



BREED-GOURITZ

Catchment Management Agency

Cnr Mountain Mill & East Lake Road, Worcester 6850 Private Bag X3055 Worcester 6849

Enquiries: E. Rossouw
erossouw@bgcma.co.za

Tel: 023 346 8000

Fax: 023 347 2012

E-mail: vmaqala@bgcma.co.za

Our Reference no: 4/10/1/H40J/ Clarenceworld 95/1 Rem), ROBERTSON
 Your reference:

Date: 23/03/2021

JITIY FAMILY TRUST
 PO BOX 484
 ROBERTSON
 6705

(per email: DebbyBlake@Satchel.co.za)

To whom it may concern,

COMMENT : APPLICATION FOR AN EXTENSION OF THE VALIDITY PERIOD OF THE TEMPORARY DEPARTURE FOR MINING ON THE REMAINDER OF PORTION 1 OF FARM CLARENCEWOLD 95, ROBERTSON

The Breede-Gouritz Catchment Management Agency (BGCMA) received your documents for the abovementioned application on **2 March 2021**, for comment.

The BGCMA supports this application to proceed in accordance to the existing valid General Authorisation (GA) issued on the 7 May 2018 for this application.

The following general conditions remain relevant for this application:

- All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.
- No pollution of surface water or ground water resources may occur.
- Storm water management must be addressed and applied both in terms of flooding and pollution potential.

The BGCMA will gladly comment on any additional information provided for review. The BGCMA reserves the right to revise initial comments and request further information based on any additional information that might be received.

Yours sincerely,

PP 

MR. JAN VAN STADEN
CHIEF EXECUTIVE OFFICER (ACTING)