



Hurter Spies Incorporated
Reg. no. 2008/009761/21
Attorneys/Notaries/Conveyancers

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Our ref. RK/MAT5608

YOUR REF: 30/5/1/2/3/2/1/ (10259)

17 December 2025

TO: THE DEPARTMENT OF MINERAL RESOURCES
AND ENERGY
DEPARTMENT OF COMPLIANCE AND ENFORCEMENT
ATT: ADV. MMADIKELEDI MOLOTO
E-MAIL: Mmadikeledi.moloto@dmre.gov.za

TO: THE DEPARTMENT OF FORESTRY AND ENVIRONMENTAL
AFFAIRS
DIRECTOR OF CORPORATE LEGAL SUPPORT
ATT: MS. CELESTE JORDAAN
E-MAIL: Cjordaan@dff.e.gov.za
ATT: MS. FRANCES CRAIGIE
E-MAIL: FCRAIGIE@dff.e.gov.za

TO: THE DEPARTMENT OF MINERAL AND PETROLEUM
PETROLEUM RESOURCES

Directors: Willie Spies B Comm LLB MBA (UP); Petro Voges LLB (Unisa); Marjorie van Schalkwyk LLB (UJ)
Senior Associates: Lizel Swan-Schutte B Proc LLB LLM (UP); Wian Spies LLB LLM (UP)

Associates: Riegal Kraatz BA LLB (UP); Belinda Pietersen LLB (Unisa); Carl Meyer BA LLB (UP),

Arno Kruger B Comm LLB (Akademia); Lerato Thusi LLB (Unisa)

Consultants: Johann (Shine) Hurter Dip Proc (UP); Johan Böning B Tech (TUT), BA LLB LLM (Unisa); Daniël Eloff LLB LLM (UP)

**DIRECTOR OF ENVIRONMENTAL COMPLIANCE AND
ENFORCEMENT**

**ENVIRONMENTAL MINERAL AND PETROLEUM INSPECTOR:
GRADE 1**

ATT: **MR. AARON KHARIVHE**
E-MAIL: Rudzani.mabogo@dmpr.gov.za /
Aaron.Kharivhe@dmpr.gov.za

COPY TO: **THE DIRECTORS**
TENBOSCH MINING (PTY) LTD
ATT: **MR. RAYMOND PHIKI ZULU &**
MR. PHILLIP ZEPHANIA MKHATSHWA
E-MAIL: Naniky@telkomsa.net /
gme@telkomsa.net

TO: **THE DIRECTORS**
KIMOPAX (PTY) LTD
ATT: **LUFUNO NENGWANI**
E-MAIL: Lufuno@kimopax.com

Dear Sir / Madam,

**REF: WITHDRAWAL AND CANCELLATION FOR APPLICATIONS FOR A MINING
RIGHT, INTEGRATED ENVIRONMENTAL AUTHORISATION AND WASTE
MANAGEMENT LICENCE, AND A WATER USE LICENCE FOR THE ENTITY
KNOWN AS TENBOSCH MINING (PTY) LTD ON VARIOUS FARMS SITUATED
WITHIN THE NKOMAZI LOCAL MUNICIPALITY (DMRE REF:
MP30/5/1/2/2/10259 MR)**

1. We refer to the above matter and confirm that we act herein on behalf of AfriForum (Pty) Ltd ("our client").

2. We refer to the numerous letters and objections dispatched to the Department of Mineral Resources and Petroleum Development ("Department"), on behalf of our client, against the abovementioned applications since the inception of this matter.
3. Our client has now received a copy of a letter (which we attach hereto) from Kimopax (Pty) Ltd (the entity responsible for the mining right application and integrated environmental impact assessment on behalf of Tenbosch Mining (Pty) Ltd), dated 12 December 2025, in which the following is stated:
 - 3.1. Kimopax has unequivocally withdrawn the application for a mining right and environmental authorization submitted with the Department in respect of the subject properties.
 - 3.2. The applications have been removed from further consideration as well as any related processes applicable thereto.
 - 3.3. No decision will be issued by the Department and should Kimopax, or any affiliated entity, elect to lodge an application with the Department again, it shall be done on a de novo basis in terms of the applicable provisions of the National Environmental Management Act, Act 107 of 1998 and the Mineral Resources and Petroleum Development Act, Act 28 of 2002.
4. We kindly request the Department's written confirmation that the Applications indicated above have indeed been withdrawn in the interim.
5. We have moreover been instructed to demand that should Kimopax, or any affiliated entity, on behalf of Tenbosch Mining (Pty) Ltd lodge a de novo Mining

Right Application with the Department in the future, that our client be notified immediately upon submission. Our client's rights in the latter regard are hereby reserved.

6. We trust the Department finds the contents of this letter in order and we kindly await written confirmation of the above.

Yours faithfully,

HURTER SPIES INC.



Per. RN Krahtz

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