

Proof of consultation

Objection letters

From: Kenneth Neumbo <kenneth.neumbo@gmail.com>
Sent: Tuesday, July 29, 2025 10:21 AM
To: wangula@edsnamibia.com
Subject: Re: Stakeholder identification for the public consultation on the proposed activities on Mining Claim (MC) No. 74744.
Attachments: GMUP Khoro Goreb.PDF

Dear Excel Dynamic Solutions (Pty) Ltd, Wilbard

Thank you for providing the minutes of the public consultation meeting held on 1 April 2025 regarding the proposed small-scale mining activities on Mining Claim No. 74744.
After careful review, I must formally raise several critical points for the record:

1. Lack of Fair Representation

The meeting was attended by only eleven (11) individuals, including your consultants and archaeologist. This falls far short of the requirements for meaningful community engagement as contemplated under Section 21 of the Environmental Management Act (EMA), No. 7 of 2007, and Regulation 21 of the Environmental Impact Assessment (EIA) Regulations (GN No. 30 of 2012). Decisions impacting communal land, livelihoods, and resources require broad, inclusive participation that reflects the interests of all affected parties—in this case, over 2,000 conservancy members.

2. Community Priorities: Tourism and Conservation

As highlighted during the consultation and outlined in our Game Management and Utilization Plan (GMUP), the Macaria area is a formally zoned protected wildlife area and an essential wildlife corridor, as recognized under the Nature Conservation Ordinance 4 of 1975 (as amended) and the relevant provisions of the GMUP. The area is further zoned for tourism development, in accordance with Namibia's National Policy on Tourism for Namibia (2008). These priorities are fundamental to our conservancy's long-term sustainability. Any mining or related activities in this area would directly contravene designated land use and threaten both wildlife conservation and community development, thus conflicting with Section 3 and 22 of the EMA.

3. Respect for GMUP and Community Rights

We remind you that Sections 2 and 3 of the Communal Land Reform Act, 2002 (Act No. 5 of 2002), together with Sections 4 and 5 of the EMA, protect the rights of local communities to participate in, and benefit from, decisions affecting their land and resources. Accordingly, we expect the GMUP to be fully respected, and the rights and wishes of the local community to form the basis of all decisions and submissions to authorities.

4. Request for Documentation and Clarity

For the avoidance of doubt, the conservancy will not be issuing any consent as it does not approve the activities being proposed by Excel Dynamic Solutions (Pty) Ltd. This position is final and based on the legal and policy context outlined above.

5. Stakeholder Engagement Process

We further urge that all future stakeholder engagement strictly complies with Sections 21 and 22 of the EMA and Regulations 19–22 of the EIA Regulations, which require that Interested and Affected Parties (I&APs) are

notified in a timely and effective manner, to allow for proper preparation and input. Genuine participation is not only a legal obligation, but a matter of good faith and respect for the community.

Thank you for your attention. We expect your full cooperation in upholding the law, protecting the interests of the !Khoros !Gareb Conservancy, and ensuring responsible environmental management.

Kind regards,

Kenneth Neumbo

Chairperson, !Khoros !Gareb Conservancy

0811220153

On Mon, Jul 28, 2025 at 5:26 PM <wangula@edsnamibia.com> wrote:

Good day, Mr Kenneth.

As per our earlier discussion, we had intended to arrange a meeting to obtain the conservancy's consent letter. However, the conservancy have indicated that conservancy is unable to provide consent due to its firm position for Macaria as protected area. However, we kindly request a written document outlining the reason for not issuing the consent letter to be attached in place of the absence of consent letter. Alternatively, please share the zonation map or GMUP, which could serve as a supporting document for records.

As requested, please find attached Meeting minutes,

Additionally, would like to clarify that it was never our intention to restrict the conservancy from stakeholder engagement. The conservancy was already informed and aware of the scheduled date as the dates were shared with the coordinator. The late notification was solely due to poor network connectivity, as the team was conducting assessments in rural Otuvani and only to act as a reminder.

Regards,



Excel Dynamic Solutions (Pty) Ltd

Wilbard Angula
Environmental Assessment Practitioner

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Tel. +264 61 259 530
Email: wangula@edsnamibia.com

in f t i excel_dynamic_solutions www.edsnamibia.com

From: Kenneth Neumbo <kenneth.neumbo@gmail.com>

Sent: Saturday, May 31, 2025 8:40 PM

To: wangula@edsnamibia.com

Cc: public@edsnamibia.com; iyaloon@edsnamibia.com

Subject: Re: Stakeholder identification for the public consultation on the proposed activities on Mining Claim (MC) No. 74744.

Dear Excel Dynamic Solutions (Pty) Ltd,

Thank you for your notification regarding the Environmental and Social Impact Assessment (ESIA) for the proposed small-scale mining activities on Mining Claim (MC) No. 74744 within the !Khorro !Gareb Conservancy.

As Chairperson of the !Khorro !Goreb Conservancy, I formally acknowledge receipt of the Background Information Document (BID) and confirm our status as an Interested and Affected Party (I&AP). The Conservancy remains dedicated to rigorous environmental stewardship, sustainable community development, and safeguarding local livelihoods.

However, the timing and manner of your notification raise significant concerns. Receiving an SMS notification late on Saturday afternoon (31 May, 18:38) for a stakeholder consultation scheduled for the following day, without indicating the time, demonstrates inadequate planning and insufficient consideration for community participation. Given that the notification came at the end of a long weekend, this approach significantly restricted our ability to prepare effectively. Such handling of stakeholder engagement appears intentionally restrictive and undermines genuine participation.

Please note our firm position on the following points:

1. General Position

The Conservancy does not inherently oppose mining activities, provided these activities:

- Strictly adhere to Namibian environmental and social legislation.
- Respect and protect community rights and livelihoods.
- Prioritize environmental preservation and sustainable land use.

2. Makaria Area: Protected Wildlife Zone:

As explicitly outlined in our Game Management and Utilization Plan, the Makaria area is exclusively designated for wildlife conservation. Consequently, any mining or related activities are strictly prohibited in this area. We formally oppose any proposed mining activities within Makaria and request that this position be clearly communicated to all relevant authorities.

Thank you for your prompt attention to these critical concerns. We anticipate your cooperation in ensuring responsible environmental management and the protection of our community resources.

Kind regards,

Kenneth Neumbo
Chairperson, !Khoros !Goreb Conservancy
Cell no:0811220153

On Mon, May 19, 2025 at 5:31 PM <wangula@edsnamibia.com> wrote:

Dear Esteemed stakeholders,

This email serves to inform you that Excel Dynamic Solutions (Pty) Ltd (the consultant) has been appointed by Boris Micha Schmidbauer, to act on their behalf in obtaining an Environmental Clearance Certificate (ECC) for the proposed activities on Mining Claim (MC) No. **74744 located southeast of Khorixas.**

Mineral prospecting and exploration are one of the listed activities that cannot be undertaken without an Environmental Clearance Certificate (ECC) as per the 2012 Environmental Impact Assessment (EIA) Regulations of the Environmental Management Act No. 7 of 2007. Furthermore, Section 21 to 24 of the EIA Regulations requires that public consultation is undertaken as one of the crucial components of the Environmental Assessment, which involves the pre-identification of potential Interested and affected Parties (I&APs) or Stakeholders and ongoing registration of new I&APs and subsequent consultation.

You have therefore been identified as a potential I&AP for this proposed activity, and the reason you are receiving this communication. Please find attached the Background Information Document for this activity.

Regards,



Wilbard Angula

Environmental Assessment Practitioner

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Tel. +264 61 259 530

Email. wangula@edsnamibia.com