



CORPORATE OFFICE
Anglo Operations (Pty) Ltd
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Robyn Hugo
Centre for Environmental Rights
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13 September 2013

Dear Sir/Madam

**CENTRE FOR ENVIRONMENTAL RIGHTS' REQUEST FOR COPIES OF APPLICATIONS
TO THE RELEVANT AUTHORITIES FOR THE PROPOSED DALYSHOPE PHASE 1 COAL
MINE**

Your letter of 4 September 2013 relating to the Dalyshope Phase 1 project refers.

From the onset, we would like to record that Anglo American Thermal Coal (AATC) takes your client, Earthlife Africa, seriously and respects its right to meaningfully participate in AATC's applications for the waste management licence and environmental authorisation.

We however do not agree that failure to provide your client with copies of the applications as submitted to the applicable competent authorities deprives/limits its ability to meaningfully comment on the applications for these licences. On the contrary, we have provided your client and other interested and affected parties with more than enough information to enable them to meaningfully comment on the applications. In this regard, we refer you to the detailed Background Information Document (BID) and Draft Scoping Report (DSR) which have been issued for public review.

Your demand or request for application forms has no basis in law. AATC is required to give notice to all potential interested and affected parties of the applications which are subjected to public participation. We have done this. Please refer to Regulation 54(3) of the Environmental Impact Assessment Regulations, 2010 which sets out in detail what the notice to interested and affected parties must contain. Our notifications to date and BID fully give effect to the National Environmental Management Act, 107 of 1998, the Regulations made thereunder and procedural fairness requirements of administrative justice.

For the record, we would like to confirm that the mining right application and water use licence application have not yet been submitted and information about these applications will be made available to the interested and affected parties in the prescribed manner.

A member of the Anglo American plc group

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Company Secretary: E Vlijoen

A handwritten signature in black ink, consisting of a large, stylized loop followed by a short horizontal stroke.



As you are aware, the application process for the above licences, rights and authorisations is a long drawn out process and we would like to constructively engage with interested and affected parties and to build long lasting relationships with them which we would take to mining stage should our authorisations be granted. To this end, we request your client to constructively engage with us so that we can ensure that their specific concerns are taken into account during this process.

Yours sincerely

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