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**Memorandum from the Parliamentary Office**

**Minister**

**National Assembly question for written reply: Question 2299**

DDG: MR

**Date:**

**Recommended / Not Recommended**

**Adv. T. Mokoena**

**Director General: Department of Mineral Resources**

………………/………………/2017

**NATIONAL ASSEMBLY QUESTION FOR WRITTEN REPLY**

**QUESTION NUMBER: 2299 ADVANCE NOTICE NO: NW2538E**

**DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 11 August 2017**

**INTERNAL QUESTION PAPER NUMBER: 26**

**2299. Mr Z R Xalisa (EFF) to ask the Minister of Mineral Resources:**

(1) Does his department ensure that public participation is conducted in relation to applications and/or requests for Ministerial consent for the transfer of rights or permits in terms of section 11 of the Mineral and Petroleum Resources Development Act, Act 28 of 2002; if not, why not; if so, what are the relevant details;

(2) whether his department ensured that public participation was conducted in relation to the transfer of the mining right for Optimum Colliery from Glencore to Tegeta Exploration and Resources; if not, why not; if so, what are the relevant details;

(3) whether his department has opened an investigation into the money that has allegedly disappeared from the rehabilitation funds for Optimum Colliery alnd Koornfontein Colliery in the process of the transfer of those collieries from Glencore to Tegeta Exploration and Resources; if not, why not; if so, (a) what was the outcome of the investigation and (b) what steps has his department taken in relation to the outcome of the investigation? NW2538E

**Reply**

(1) Applications in terms 11 of the Act does not provide for public participation to be conducted as these are commercial transactions between parties involved.

(2) Please see (1) above

(3)No investigation was instituted. The company has provided the department with financial statement indicating the availability of funds for rehabilitation, which was moved from Standard Bank to the Bank of Baroda.

Approved/Not Approved

**Mr MJ Zwane, MP**

**Minister of Mineral Resources**

**Date Submitted:-**……………/………………/2017