

APPOINTMENT AS (PART TIME) OCCUPATIONAL MEDICAL PRACTITIONER FOR DORNING CRUSHERS IN TERMS OF SECTION 13(3)(a) OF THE MINE HEALTH AND SAFETY ACT, 29 OF 1996, READ WITH SECTION 7(4).

In terms of Section 13(3) (a) of the Mine Health and Safety Act, 29 of 1996, and the powers vested in me to appoint persons, you are hereby appointed as the Occupational Medical Practitioner to assist me in the discharge of my duties and functions in terms of the mine legislation and to be responsible for all delegated duties and functions within your area of responsibility.

You are hereby referred to the addendum attached to this appointment insofar as it describes your area of responsibility. You are to ensure that you are familiar with the said area of responsibility, and understand and agree with the boundaries of your area of responsibility.

Your appointment will be with effect from the date of your signed acceptance until this appointment is cancelled or superseded by a new appointment.

In terms of Section 13(3)(a), of the Mine Health and Safety Act, 29 of 1996, and in recognition of your compliance with the requirements relating to the qualifications of an Occupational Medical Practitioner, as defined in section 102 of the Act, you must take all reasonable measures to ensure compliance with the legal requirements and provisions pertaining to Health. You are hereby referred to the addendum attached to this appointment insofar as it describes the functions and provisions assigned to you. Note that the addendum is illustrative, and highlights some areas for attention, but is not exhaustive in terms of your legal responsibilities under the legislation.

Your attention is specifically directed to the Requirements as set out in the addendum attached to this appointment.

You must take reasonable measures to ensure that the functions entrusted to you are complied with in accordance with the provisions of the Act, and you are to report to me without delay any situation in conflict with the Act and with which you cannot properly deal.

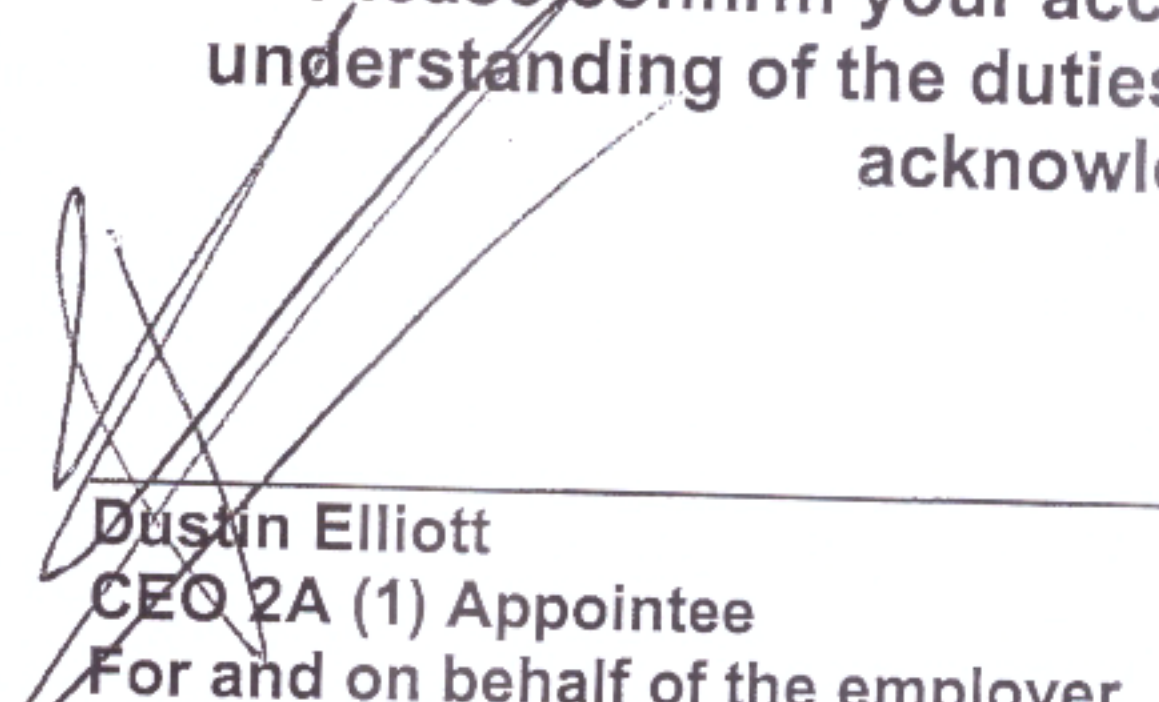
Instructions and procedures are from time to time issued by the employer and/or its representative and it will be your responsibility to ensure the implementation and adherence to these instructions and procedures in your area of responsibility.

It will be the your responsibility to report any shortcomings, in relation to the implementation of applicable legislation which you are unable to rectify, immediately in writing to the appointed employer representative.



You are to maintain a good working knowledge of the provisions of the mining legislation and all amendments thereto, as well as of other legislation which may impact on the activities at the mine, and your health and safety responsibilities as described above.

Please confirm your acceptance of this appointment and understanding of the duties involved, in writing by signing the acknowledgement below.


Dustin Elliott
CEO 2A (1) Appointee
For and on behalf of the employer

The above appointment and responsibilities are understood and accepted.

I acknowledge and accept the above appointment and declare that I am familiar with the duties, functions and responsibilities imposed on me by legislation and this appointment and undertake to ensure the implementation and adherence to these duties, functions and responsibilities.

E.Z.M. Mtimkulu

6505200833087

BSC, MBCHD, DOH, DHSM (SA)

SIGNED: 

DATE: 2/5/2023

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ANNEXURE "A"

ADDENDUM TO THE APPOINTMENT

This addendum is an integral part of your appointment.

SECTION A: *GEOGRAPHICAL AREA OF RESPONSIBILITY*

Your geographic area of responsibility is:

Dorning Crushers (Portershoek)

SECTION B: *FUNCTIONAL RESPONSIBILITY*

Within your geographic area of responsibility, your attention is drawn to, but not limited to the following specific legal duties, functions and activities. You will be held accountable/responsible for the compliance to:

1. *Legal reference: Mine Health and Safety Act, 29 of 1996 (Section; 13)*

The following duties/functions are imposed on you:

In terms of Section 13(3)(a) of the Mine Health and Safety Act, 29 of 1996, and in recognition of your compliance with the requirements relating to the qualifications of an Occupational Medical Practitioner, as defined in section 102 of the Act, you must perform and are responsible for the following functions which are entrusted to the employer by the Act:

- Section 13, 15, 16, 17, 18, 19, 20.
- You must also ensure compliance with Chapter 11 of the Mine Health and Safety Act, Regulations.

SECTION C: *AUTHORITY*

You are given the authority to ensure proper discipline and compliance with the legal provisions and requirements.

- You are to familiarise yourself with the group and internal disciplinary codes and procedures and to apply them when required;
- You are to bring to my attention the need for any additional authority required by you to ensure compliance with the legal provisions/requirements;
- You are to bring to my attention the need for any means needed to ensure compliance with the legal provisions/requirements;



- You are required to bring any queries, difficulties or any issue that cannot be properly resolved by yourself to my attention;

SECTION D: SAFETY, HEALTH, ENVIRONMENTAL AND QUALITY MANAGEMENT SYSTEM ("SHEQ MANAGEMENT SYSTEM") REQUIREMENTS

In addition to your statutory responsibilities, you are required to comply with the SHEQ Management System within your area of responsibility.

You are to make yourself familiar with all mine Standards, Procedures, Codes of Practice, Mandatory Codes of Practice and Policies as they relate to the Safety, Health, Environmental and Quality Management Systems, and ensure compliance, within your scope of authority, therewith.

Should you be unable to comply, you will immediately bring this to my attention.

These responsibilities are consistent with, and supplementary to your legal duties.

GENERAL

Your attention is drawn to the fact that amendments occur from time to time both to the applicable legislation and the Regulations. It is your responsibility to ensure that you are up to date and, where appropriate, advise management on relevant changes to the legislation and Regulations. You should note that your rights and powers are only in respect of the designated working area for which you have been appointed.

By attaching your signature to this addendum you confirm that you have read and understand the requirements and accept the responsibilities set out in the contents.


Signed DR M TINKU EEM

Date 2/5/2023

Mr. _____

