

Portershoek Quarry	<b>SAFETY HEALTH AND ENVIRONMENTAL MANAGEMENT SYSTEM</b> (Doc No. SHE/APPT/5.3.3.13)	Effective Date: 03.09.2024 Revision No. 0 Date Reviewed: 0
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Sir

Sihle Gumede

**APPOINTMENT INCIDENT INVESTIGATOR OF DORNING CRUSHERS (PORTERSHOEK) IN TERMS OF SECTION 7(4), READ WITH SECTION 11(5) OF THE MINE HEALTH AND SAFETY ACT, 29 OF 1996**

In terms of Section 11(5) of the Mine Health and Safety Act, 29 of 1996, and the powers vested in me to appoint persons in terms of Section 7(4), you are hereby appointed as the INCIDENT INVESTIGATOR to assist me in the discharge of my duties and functions in terms of the mining 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Your appointment will be with effect from the date of your signed acceptance until this appointment is cancelled or superseded by a new appointment.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 Section 11(5) of the Mine Health and Safety Act, 29 of 1996 you are tasked with investigating accidents and incidents as regulated by Section 11(5) of the Act. You will be held responsible for compliance therewith in your area of responsibility. 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.

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 undue 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 your responsibility to report any shortcomings, in relation to the implementation of applicable legislation which you are unable to rectify within your area of responsibility, 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.**



\_\_\_\_\_  
**Francois Smith**  
**Section 3(1)(a) Mine Manager 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.

Sihle Gumede

8103145525089

RCat

SIGNED: \_\_\_\_\_

DATE: \_\_\_\_\_

19/08/2024

## **ANNEXURE "A"**

### **ADDENDUM TO THE APPOINTMENT**

This addendum is an integral part of your appointment.

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#### **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 11(5))***

The following duties/functions are assigned to you:

- In terms of Section 11(5) of the Mine Health and Safety Act, 29 of 1996 you are responsible for Investigating incidents and accidents.

#### **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 understood the requirements and accept the responsibilities set out in the contents.

Signed  Date 19/08/2024

Mr. S. Gumede



# CERTIFICATE

This is to certify that  
**S L GUMEDE**

ID No. 810314 5525 08 9

*Successfully completed the*

## ROOT CAUSE ANALYSIS TECHNIQUE (RCAT™)

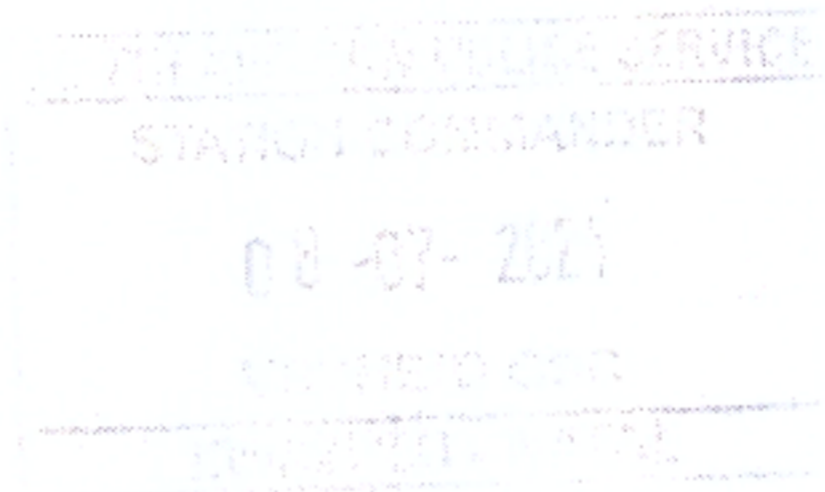


Accreditation NR: HW592PA05000122

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| 1. Causes and consequences of incidents                                | 5. Information gathering and organisation techniques | 8. Root cause analysis technique   |
| 2. The importance of incident investigations and getting them reported | 6. Re-enactment & Reconstruction techniques          | 9. Legal requirements of the Occupational Health & Safety Act 85 of 1993 & the Mine Health & Safety Act 29 of 1996 |
| 3. The importance of incident investigations                           | 7. Investigation reports & corrective action         | 10. Practical Exercises & Case Studies   |
| 4. Incident investigation process                                      |  |  |

**03-05 NOVEMBER 2014**

Group CEO



Executive: ETD

Certificate No.: 1682/KZN/2014

