

# GCWIHABA RESOURCES (PTY) LIMITED

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16<sup>th</sup> June 2022

To: Honourable Lefoko M. Moagi  
The Minister of Mineral Resources, Green Technology and Energy Security  
Ministry of Mineral Resources, Green Technology and Energy Security (MMGE)  
Private Bag 0018 – Gaborone, Botswana

**Re: REQUEST FOR EXTENSION OF TIME**

Dear Honourable Minister,

As per my email correspondence of June 15, 2022, I would like to officially request an extension of time in which to consider the matters contained in your June 7, 2022, correspondence (Attachment A).

As I mentioned in my email, a shareholder contacted me yesterday saying that you told him that you had replied to my recent letters. As we had not received any correspondence from yourself since April or so we had a staff member go to the Ministry and then to the Department of Mines (DOM) to inquire about the letter on June 15, 2022.

It was at DOM that the letter was able to be located by DOM staff. We were informed that the letter had only been sent out to us on June 14, accordingly we have only received it on June 15. e the letter. As the contents of the letter require an action within 21 days of the letter's date, in the spirit of due process, we would ask that the 21 days start from June 15 and extend to July 6 so that our legal counsel can advise the company's board of directors and in-turn inform the company's shareholders and stakeholders of the outcome as it was not of any consequence of our actions for the delay in notification.

Thank you for your consideration of this request and please let me know if the above time frames are acceptable to you.

Respectfully submitted,

James M. Bruchs  
Attachment A

## ATTACHMENT A

**From:** James Bruchs

**Sent:** Wednesday, June 15, 2022 7:27 AM

**To:** Ellen Richard Madisa <erichard-madisa@gov.bw>; Johannes Tsimako <jtsimako@gov.bw>; Immoagi@gov.bw; Ofentse Ditsele <oditsele@gov.bw>

**Subject:** RE: Gcwihaba Resources Limited - representations to UNESCO concerning our licenses

Dear Honourable Minister, Mr. Lefoko M. Moagi

A shareholder contacted me yesterday saying that you told him that you had replied to my recent letters. As we had not received any correspondence from yourself since April or so we had a staff member go to the Ministry and then to DOM to inquire about the letter.

It was at DOM that we were able to locate the letter. We were told that it was actually sent to us only yesterday and as it is time sensitive being 21 days from the 7<sup>th</sup> for us to respond, in the spirit of due process, we would ask that the 21 days start from today and extend to July 6 so that our legal counsel can advise the company's board of directors and in-turn inform the company's shareholders and stakeholders as it was not of any consequence of our actions for the delay in notification.

Thank you for your consideration of this request and please let me know if the above time frames are acceptable to you.

Respectfully submitted,

James M. Bruchs

Chairman & CEO

Tsodilo Resources Limited ([www.TsodiloResources.com](http://www.TsodiloResources.com))

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**MINISTRY OF MINERALS AND ENERGY**

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**Ref:** CMME 7/3/56 I (2)

7<sup>th</sup> June, 2022

The Managing Director  
Gcwihaba Resources Pty Ltd  
P O Box 3726  
Gaborone

Dear Mr. James M. Bruchs,

**RE: PROPOSAL FOR RESOLUTION OF APPLICATION FOR RENEWAL OF  
PROSPECTING LICENCE NO. 020/2018 – ENCROACHMENT INTO OKAVANGO  
DELTA WORLD HERITAGE SITE BUFFER ZONE**

1. Reference is made to your letter dated 19<sup>th</sup> May 2022, in which you are making a proposal for resolution of the application for renewal of Prospecting Licence No. 020/2018 which encroaches into the buffer zone of Okavango Delta World Heritage Site.
2. I note the resolution by Gcwihaba Resources (Pty) Ltd ("Gcwihaba") to drop off a portion of the area applied for, which falls within the buffer zone of the Okavango Delta World Heritage Site, subject to some conditions.
3. I wish to reiterate my willingness to consider a renewal application as long as the area applied for falls outside the Okavango Delta buffer zone. However, I am not amenable to the conditions attached to your resolution, save for the one that requires that Gcwihaba be given a right of first refusal in the event Government decides to allow exploration or mining within the buffer or core zone anytime in future. I wish to clarify that Government has no intention of allowing those activities in the Okavango Delta, anytime in future.
4. I am not inclined to agree with conditions 1 and 2 in Gcwihaba's letter as the conditions are unreasonable and not supported by law. It will be unreasonable to tie the decision of investment into Gcwihaba's project by Minerals Development Company Botswana ("MDCB") to the renewal of the prospecting licence. This is so because any investment decision is taken after a bankable feasibility study has been



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completed and a competent person's report detailing the mineral resource statement issued to the Ministry. This has not happened with the area in question.

5. Furthermore, the request to renew Prospecting Licence No. 020/2018 held by Gcwihaba for a period three (3) years is not supported by any law therefore rejected. It may be worth pointing out that the Ministry is not responsible for any delays in the carrying out of the programme of prospecting for any licence held by Gcwihaba Resources as claimed in your letter. Rather, Gcwihaba Resources has been responsible for delays in the renewal of its Prospecting Licences due to the insistence of licences being granted over a World Heritage Site.
6. In light of the above, I will be willing to consider the renewal application for Prospecting Licence No. 020/2018 provided:
  - Gcwihaba drops off conditions 1 and 2 in their letter dated 19<sup>th</sup> May 2022.
  - Gcwihaba submit within 21days from the date of this letter, a revised application for renewal of the Prospecting Licence in question, with boundary coordinates falling entirely outside the Okavango Delta core and buffer zone.
7. Thank you.

Yours Sincerely,

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Lefoko M. Moagi

**MINISTER OF MINERALS AND ENERGY**

**Cc: Director of Mines**

