7TH NATIONAL ASSEMBLY



REPORT

OF THE

PARLIAMENTARY STANDING COMMITTEE ON ECONOMICS AND PUBLIC ADMINISTRATION

ON THE

OVERSIGHT VISITS TO THE SKELETON COAST IN ERONGO AND KUNENE REGIONS FOCUSSING ON POSSIBLE DIAMOND DEPOSITS

07 to 12 AUGUST 2023

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LIST OF ABBREVIATION

EPL Exclusive prospecting Licence

PRU Police Protected unit

MME Ministry of Mines and Energy

MET Ministry of Environment and Tourism

NAMPOL Namibian Police Force

NWR Namibia Wildlife Resorts

MTC Mobile Telecommunications Company

NBC Namibia broadcasting Corporation

1. EXECUTIVE SUMMARY

The Parliamentary Standing Committee on Economics and Public Administration conducted an oversight visit to Skeleton Coast in Kunene Regions to assess and determine whether there are indeed diamond deposits or diamond mining operations taking place in the Skeleton Coast Park.

The report highlight the findings, Committee observations and recommendation of the oversight visit.

The following were some of the findings and observations of the Committee:

- Although the Skeleton Coast Park is declared an environmental sensitive area, during the visit to Toscanini site, Members found that the site is accessible to tourists because the area is not fenced off and there are no security measures in place.
- There is inadequate security measures at the diamond exploration sites apart from warning signs, which fails to prevent tourists from accessing the site.
- Members found that companies that were awarded exploration licences were not adhering to the rules and regulations on rehabilitation when their licences expires. Rusted and dilapidated mining equipment's, accommodation facilities and sampling structures were left behind by the mining exploring companies.
- There is no synergy between Ministry of Mines and Energy and Ministry of Environment Forestry and Tourism in terms of the activities taking place in the Skeleton Coast Park.
- Members found that the EPL licences at Mowebay is still active and will only expire in October 2023, however the area is not fenced off and there are no security measures in place.
- The gates at Mowebay and Ugab does not have diamond detector machines although the Park receives many visitors daily and the diamond exploration sites are not fenced and there are no security measures in place.
- Absence of accommodation and office space for the Ministry of Mines and Energy Officials within the Skeleton Coast Park. Members were informed that the inadequate security measures at the park is linked to the absence of accommodation and office space for the Ministry of Mines and Energy officials within the Park.

2. INTRODUCTION AND BACKGROUND

The Parliamentary Standing Committee on Economics and Public Administration has the Constitutional mandate to exercise parliamentary oversight over Offices, Ministries, Agencies and State-Owned Enterprises within its ambit. In addition, the Committee is also mandated to operate with a vision to promote infrastructure development and economic planning and to monitor, enquire into, and make recommendations to the National Assembly on matters that may directly or indirectly affect the economy of the country.

In August 2022, the Committee undertook a review of the performance of the economy considering the strategic outlook announced in the Namibia Vision 2030 which has approximately 8 years remaining to reach the end of its lifespan.

Following the review, the Committee on that basis identified that Namibia's natural resource base is highly relevant for industrial development. It is therefore of paramount importance to consider the need for the Nation to chart an inclusive growth agenda.

The Committee wishes to ensure that the countries' mineral and natural resources are optimally utilized for the benefit and improvement of the livelihood of the people.

The Parliamentary Standing Committee became aware of the historical existence of an old diamond mine under the name of Toscanini, in the Skeleton Coast Park.

Against that backdrop, the Committee resolved to undertake a physical oversight visit and excursion to the Skeleton Coast Park from 7 to 11 August 2023 in Erongo and Kunene Regions.

The purpose of the site visit was to assess and determine whether there are indeed diamond deposits or diamond mining operations taking place in the Skeleton Coast Park and report the findings to the Parliament of Namibia; and recommend possible way or strategies to ensure that any available mineral resources are optimally used to benefit and improve the livelihoods of the Namibian people.

3. COMPOSITION OF THE DELEGATION

The visit comprised of the following Members of Parliament: Hon. Bertha Dinyando, MP and Leader of the Delegation, Hon. Cornelia Shilunga, (Deputy Minister of Mines and Energy), Hon. Reginald Diergaardt, MP, Hon. Jan Mukwilongo, MP, Hon. Kennedy Shekupakela, MP and Hon. Elifas Dingara, MP (mover of the One-million-dollar Motion)

The team was accompanied by staff members from National Assembly namely: Ms Annalisa Meroro, (Chief Parliamentary Clerk) Ms. Theresia Dimba (Parliamentary Clerk), and Mr Sacky Kadikwa, (Senior Public Relation Officer). Staff Members from the Ministry of Mines and Energy, Ministry of Environment Forestry and Tourism, Namibian Police and NWR were also among those who accompanied the team.

The Namibia Broadcasting Corporation (NBC) comprising of a two member's delegation was also part of the team.

There were no Geologists or any other expert to interpret the diamond discovery deposit among the entire visiting team. All were layman when coming to the subject.

4. METHODOLOGY

The delegation had briefing meetings with the Deputy Minister and Officials from the Ministry of Mines and Energy, Namibian Police, Ministry of Environment and Tourism, Ministry of Health and Social Service and Namibia Wildlife Resorts (NWR) and conducted site visits of the Skeleton Coast Park.

5. PURPOSE OF THE REPORT

The purpose of the report is to inform the National Assembly about the outcome of the oversight visits in terms of findings, recommendations as well as to discuss, consider and adopt the report.

6. THE MAIN AIM AND OVERALL OBJECTIVE OF THE VISIT WERE AS FOLLOWS:

- 1) To verify, in collaboration with the Ministry of Mines and Energy, Ministry of Environment, Forestry and Tourism; and the Namibian Police, the existence of diamond deposits or diamond mining activities in the Skeleton Coast Park;
- 2) To obtain firsthand information on the history of the old Toscanini Mine, why it was closed and what are the possibilities of reactivating mining activities at this site and any other site within the Skeleton Coast Park;
- 3) To recommend possible strategies to ensure that the available mineral resources (if any) are optimally used to the benefit of the country and its people.

7. SITE VISITED AT THE SKELETON COAST PARK

- Old oil ring site
- Toscanini EPL 5517 and 7164
- Former Sampling Campsite (Old De Beers grave-heap)
- Mowebay EPL 7708 and 7727

8. FINDINGS, OBSERVATIONS AND DISCUSSION

8.1 Briefing by the Ministry of Mines and Energy

Before the site visits, the delegation had a briefing meeting with the Deputy Minister of Mines and Energy. The purpose was to brief the delegation on the programme for the duration of the site visits.

8.2 Old oil rig

Members undertook visit to the old oil rig for oil exploration that has been abandoned at the Park since early 1970's.



Image of the oil rig that has been abandon at the park since early 1970

8.3 Toscanini Exclusive Prospecting Licence (EPL) 5517 and EPL 7164

Members undertook site visit of the above-mentioned EPL where they were informed by Hon. Cornelia Shilunga that companies have been exploring diamonds in this area since 1950. Ya Otto Mining and Exploration Pty Ltd is the third company to be awarded two licences and have been exploring since last November 2022 until March 2023 when the licences expired. The Ministry is considering renewing the licences because Ya Otto Mining and Exploration Pty Ltd did not cover the whole area, only a 10 km distance was covered, because the activity is capital intensive.

Members were further informed that from the exploration conducted at the site, samples were taken to the laboratories for investigation to determine whether there are diamonds at the area and thus far no diamonds were found. Despite that companies are looking forward to continue exploring.

Members were also informed that all licences awarded thus far at Toscanini site were all for exploration, no actual mining activities has taken place and the diamond discovered during exploration was not of economic value.

The two Licenses that were awarded to Ya Otto Mining and Exploration Pty Ltd are as follows:

EPL 5517

The license was granted on 22 June 2015 and expired on 30 May 2023 and was to explore Base and Rare metals, Industrial Minerals, Precious Metals and Precious Stones.

EPL 7164

The license was granted on 26 February 2020 and expired on 25 February 2023 and was to explore Base and Rare metals, Industrial Minerals, Precious Metals and Precious Stones.

Members undertook site visit to EPL 5517 only.

8.3.1 Committee Observation

Members observed that although the area is declared sensitive because of the possible diamond deposit in the area, the area is not fenced off and there are no security measures in place apart from a warning sign stating "do not enter it's a restricted area".

Members further observed that anyone visiting the Park including tourists have free access to the sites because there are no security personnel to restrict them from accessing the sites.

Members found that although other exploration equipment was removed when the licence expired, the sampling processing plant and low water maker were still on site.

8.4 Former Sampling Campsite (Old De Beers grave-heap)

The campsite was used by De Beers as a processing area between 2016 to 2017 and currently there is no activity taking place at the site. Members were informed that De Beers indicated their intention to come back for further exploration.

Members were informed that the exploration process is always conducted in the presence of a Diamond Inspector and an official from the Police Protected unit

(PRU) and once a diamond is found, it is handed over to the PRU official for safeguarding and it is registered in the diamond register.

Furthermore, the delegation was informed that diamond evaluation is done by the Ministry of Mine and Energy and an independent evaluator.

8.4.1 Committee Observations

During the visit Members found some equipment and structures that has been left behind at the site, such as the structure to process the diamond ore, the gravel hip and rusted machinery.



One of the structure that has been abandon at the Old De Beers sampling site



Some of the mining rusted machinery that has been abandon at the Old De Beers sampling site

8.5 Mowebay EPL 7708 and 7727

Members found that two exploration licences were awarded to two different companies for onshore and offshore activities and the licences will expire in October 2023, however application for renewal have been submitted already. As per the law, application for renewal is applied 90 days in advance.

Although the licences are still active, there is no activity taking place at the sites. The offshore mining is complex and seasonal. The Geologist had a problem of understanding the terrain. There is no mining activity taking place at the onshore site because the owner become bankrupt.

Members found that the company that was awarded the offshore license was using the site for the other EPL holder to allocate the gravel hip from the sea, this practice created a lot of conflict between the two companies.

The delegation was informed that the diamond found at this site were not economical valuable.

Natangwe Tironenn Kauluma EPL 7708

The licence was granted on 15 October 2020 and will expired on 14 October 2023 and is for exploring Precious Metals, Precious Stones and Semi-Precious Stones.

Northern based Onshore Diamonds CC EPL 7727

The licence was granted on 27 October 2020 and will expire on 26 October 2023 and is for exploring Base and Rare Metals, Industrial Minerals, Precious Metals and Precious Stones.

8.5.1 Committee observations

Members found rusted and dilapidated mining equipments and accommodation facilities that have been left behind by Starlight Investment mining exploring companies at the site, which is a health hazard.



Rusted and dilapidated mining equipment's and accommodation facilities that have been left behind at the exploration site in Mowebay

8.6 Meeting with the officials from MEFT, MHSS, NWR, Police and the community

During the visit the delegation also held meeting with officials from the abovementioned institutions and undertook site visit of the new developed houses of the MET and also undertook visit of the clinic, school, police stations and police barracks.

8.6.1 Terrace Bay Clinic

The clinic falls under the Khorixas district, however there is a shortage of staff, the clinic only has one nurse who is responsible for all the services namely: general illness, Immunization and pregnancy etc. The nurse works 24 hours and only relieved when on sick leave or vocation leave. Due to the lack of budget the Clinic is not fenced off.

Members were informed that there is a lack of accommodation for staff, there is only one house with two rooms, if more staff members will be employed at the Clinic there will be no accommodation for them. The Clinic does not have water and electricity; they are assisted by NWR.

The Clinic further does not have a driver especially for emergency cases, neither a cleaner. During the visit, Members observed that some of the chairs were in a dilapidated state.

8.6.2 Terrace Bay School

The school opened in 2003, and has two class rooms which used to accommodate learners from grade 1 to 3. The school used to accommodate children of the NWR employees. During Covid-19 period, a number of employees were retrenched from NWR and relocated with their children which resulted in the school closure. The Ministry of Education Arts and Culture requires a minimum of 15 learners for a school to continue operating. The community requested for a temporary teacher so that teaching and learning can continue.

8.6.3 Police Office and Barracks at Terrace Bay

Members were briefed on the following challenges faced by the NAMPOL Officials stationed at Terrace Bay:

- Lack of adequate accommodation facilities for the officials, the Police Commander is being accommodated with junior officials due to the lack or insufficient accommodation.
- Police officers from Terrace Bay are required to travel to Opuwo in Kunene on a monthly basis which is about 600 Km to 700 Km to renew trip authority for the vehicles and also for other official duties, but they are not paid substance and travelling allowance (DSA), while official from Opuwo are paid DSA when travelling to Terrace Bay on official mission.
- Lack of petrol to patrol along the sea, during the visit Members found that for almost a week there was no petrol at the filling station thus hampering their patrol operations.
- The police barrack has broken windows due to strong winds, the roof is in a dilapidated state.
- lack of hot water, officials use cold water despite the whether condition at Terrace Bay because the solar geyser is broken.
- The station and barrack have no electricity; they get electrical supply from NWR.
- Lack of Wi-Fi and fax for communication purposes.

- Officials normal encounter tyre problems because of the monthly travels to Opuwo for renew of trip authority.
- No promotion taking place, some Officers have been constable for 10 years without promotion and officials are transferred randomly without their consent.
- The office has a worn-out Namibian flag.
- The structure of the office is not fit for the type of weather condition at Terrace Bay.
- The old police barrack has dilapidated chairs, cover for the ablution facility is broken and the dining table is not in good conditions.

8.6.4 Police barracks at Mowebay

- They have no vehicle to perform their duties; they make use of the vehicles from Terrace Bay Police station.
- The old barracks have no ceiling and is in a dilapidated state.
- There is lack of network and telephone for communication purposes with family members.

8.6.5 NWR staff accommodation

During the visit to the NWR employee accommodation facilities, the delegation found that some of the roof structure have been removed by the strong wind and some of the staff members are accommodated in the old dilapidated caravan posing health risks due to the lack of accommodation facilities.

8.7 Main findings of the Committee

- Members found that the EPL licences at Mowebay is still active and will only expire in October 2023, however the area is not fenced off and there are no security measures in place.
- The gates at Mowebay and Ugab does not have diamond detector machines although the Park receive many visitors daily and the diamond exploration site are not fenced and there are no security measures in place.
- Among all the EPL sites visited by the Members, it was found that all the exploration companies did not found diamonds that are economic valuable.

- Inadequate security measures at the diamond exploration sites apart from warning signs, which fails to prevent tourists from accessing the site.
- Absence of accommodation and office space for the Ministry of Mines and Energy Officials within the Skeleton Coast Park. Members were informed that the inadequate security measures at the park is linked to the absence of accommodation and offices space for the Ministry of Mines and Energy official within the Park.
- There is no synergy between Ministry of Mines and Energy and Ministry of Environment Forestry and Tourism in terms of the activities taking place at the Skeleton Coast Park.
- Members found that companies that were awarded exploration licences were not adhering to the rules and regulations on rehabilitation when their licences expires. Rusted and dilapidated mining equipment's, accommodation facilities and sampling structures were left behind by the mining exploring companies.
- Ministry of Environment Forestry and Tourism is responsible to guard the environment and they are only responsible to issue fines if a person is found in a restricted area, the responsibility of enforcing security at the mining sites lies with the Ministry of Mines and Energy together with the EPL holder especially if the licence is still active.
- Although the Skeleton Coast Park is declared an environmental sensitive area, during the visit to Toscanini site, Members found that the site is accessible to tourists because the area is not fenced off and there are no security measures in place.
- Members also found an old oil rig for oil exploration that has been abandoned at the Park since early 1970's.
- Police Officers find it difficult to conduct patrol of the Park sometimes, due to lack of fuel.
- The Mineral Act and Diamond Act is currently being reviewed.
- Challenge of network at the Skeleton Coast Park, some areas have only Wi-Fi.

8.8 SUMMARY OF EVENTS THAT TRANSPIRED DURING THE SITE VISIT

- 1) The Deputy Minister of Mines and Energy Hon. Shilunga, one of the team members, made a statement some minutes after arriving in the Skeleton Coast. This was a surprise to the rest of the team members as that was the very first stop in the Skeleton Coast apart from stopping at the Ugab gate. This statement was aired on NBC television news on Sunday, 13 August 2023, 6 days after Monday, 7 August 2023 after she said it.
- 2) Many things have happened between 7-13 August 2023 (time-lapse between the day when the statement was made and the day when the nation was informed).
- 3) The statement was made at the beginning of the investigation and the NBC aired it after the investigation was concluded to mislead the public to understand the matter as if that was the findings of the Parliamentary Standing Committee. This happening is highly regrettable, because the truth is different.
- 4) As it is now, the nation is totally misinformed that there is no diamond in the Skeleton Coast of Namibia.
- 5) This is not good, whether it was the NBC or the Deputy Minister's intention to misinform the nation at this stage.
- 6) The visit to the Skeleton Coast was meant to verify four (4) EPLs. The announcement made by the Deputy Minister was made at the first EPL without the involvement of other Members of Parliament.
- 7) No documentations were allowed to be seen by the visiting Parliamentary Committee up to date. It was indicated that all the documents in this regard were and are still confidential and therefore cannot be made available to Parliament for inspection.
- 8) Only the map of the area indicating the current EPLs displaying some little information was provided to the Parliamentary Committee and the rest of

what was said including the questionable announcement made by the Deputy Minister, were verbal communications.

- 9) The visiting Parliamentary Committee was also shown some of the gravels of diamonds where mining took place and some of the mining companies' equipment's. All the equipment shown were dilapidated.
- 10)The Ministry of Mines and Energy appeared not to understand the importance of providing the Parliamentary Standing Committee on Economics and Public Administration with all necessary records indicating the economic value of the resources available in the Skeleton Coast of Namibia.

9. CONCLUSION

The main objective of the site visit was to assess and determine whether there are indeed diamonds deposits or diamond mining operations taking place in the Skeleton Coast Park. This objective was not met because of several serious challenges encountered by the Parliamentary Committee during the visit.

On the part of mining activities, during the visit none of the mining companies were operational on sites. The committee was informed that all mining companies closed, vacated and intend to return on sites only if their licenses are renewed.

The employees of the Ministry of Mines and Energy responsible for mining do not understand the importance of Article 63 of the Namibian Constitution and as a result they refused to provide the required documents and needed information to the Parliamentary Committee, hampering the effectiveness of the oversight visit and of the Constitutional oversight power of Parliament over the Executive.

The outcome of the investigation was not completed and therefore was less successful because of the fact that the staff members of the Ministry of Mines

and Energy appeared to be less informed or were afraid to speak out properly to inform the Parliamentary Committee of the situation on the ground.

Diamond is one of the most important resources of the country, however there are no measures at the National Park to control and protect the resources of the country.

It is very important to enforce the rules and regulations on mining rehabilitation to prevent mining exploration companies from abandoning their equipment and materials at the exploration sites that may result into health hazards.

With all these and many other observations experienced during the visit, parliamentarians are seriously urged to give their attention and inputs to the new Minerals and Diamond Act Bills which are being reviewed to safeguard the resource of the country.

In conclusion, there is an urgent need to advise the Ministry not to renew any EPL of any resource in the Skeleton Coast to allow the exercise or work regarding the one-million-dollar Motion to be completed.

10. RECOMMENDATIONS

The Standing Committee on Economics and Public Administration recommends to the National Assembly for approval and implementation by the responsible O/M/A/s as follows:

- 10.1 All Government Offices, Ministries, Agencies and State-Owned Enterprises including the Ministry of Mines and Energy must provide training to officials, to understand and respect the constitutional mandate of Parliament, vested under Article 63 of the Namibia Constitution, especially the oversight responsibility on the work of the Executive.
- 10.2. Ministry of Mines and Energy, Ministry of Environment Forestry and Tourism and the Namibian Police must strengthen synergy and inter-ministerial coordination at the Skeleton Coast Park for efficient and effective management of mining, environmental and tourism activities in terms of the activities taking place at the Skeleton Coast Park.

- 10.3. The Ministry of Mines and Energy must not renew any mining licenses. This will allow time for the committee to verify the true facts as to why the Ministry was hiding some information and documentation from the Parliamentary Committee during the visit.
- 10.4. Strict measures applied at diamond areas worldwide, must be adhered to and implemented; to safeguard the country's resources. The Ministry of Mines and Energy must ensure that the area is properly fenced off and that there are security officers at possible diamond deposit sites, all the time.
- 10.5. The Ministry of Mines and Energy must construct an office and accommodation either at Ugab gate or Terrace Bay for the Ministry's officials so that they can be stationed at the Park for better supervision of the possible diamond sites, enforcement of Park regulations and strengthening the security measures.
- 10.6. The Ministry of Mines and Energy must train officials from the Ministry of Environment Forestry and Tourism on the Diamond Act rules and regulations so that MEFT officials can assist with enforcement of the Park regulations.
- 10.7. The Ministry of Mines and Energy and the Namibian Police together with the Ministry of Environment Forestry and Tourism must conduct regular inspections of the mining exploration sites to ensure that exploration companies adhere to the rules and regulations on rehabilitation so that equipment, accommodation facilities and machinery are not abandoned at the exploration sites.
- 10.8. The Ministry of Mines and Energy must install diamond detector machines and other appliances such as big scanners at Mowe Bay and Ugab gates.
- 10.9. The Ministry of Mines and Energy and Ministry of Environment Forestry and Tourism must coordinate and collaborate with regards to the activities taking place at the Skeleton Coast Park.
- 10.10. The Ministry of Mines and Energy must conduct regular inspections to the active EPL site to ensure that measures are put in place in terms of security by fencing off the site during the exploration process.

- 10.11. The Ministry of Mines and Energy together with the Ministry of Environment Forestry and Tourism must remove rusted and dilapidated mining equipment, accommodation facilities and sampling structures left behind by the mining exploring companies at the Skeleton Coast Park.
- 10.12. The Ministry of Mines and Energy together with the Ministry of Environment Forestry and Tourism must resolve the issues of the old oil rig for oil exploration that has been abandoned at the Park since early 1970's.
- 10.13 The Ministry of Home Affairs, Immigration Safety and Security must allocate enough financial resources for the Police Officers stationed at Skeleton Coast Park to conduct patrol of the Park and find solutions to the lack of regular police patrol due to a lack of fuel for police patrol vehicles.
- 10.14 Ministry of Mines and Energy must fast track the process so that the Mineral and Diamond Act currently being reviewed, is tabled in the National Assembly.
- 10.15 Ministry of Mines and Energy together with Ministry of Environment Forestry and Tourism must engage Telecom Namibia and Mobile Telecommunications Company (MTC) to address the challenge of Network connectivity at the Skeleton Coast Park.
- 10.16 Ministry of Education, Arts and Culture, Ministry of Health and Social Services, Ministry of Home Affairs, Immigration and Safety and Security and Namibia Wildlife Resort must address the issues raised in the report focusing on education, health, police and wildlife resorts, including accommodation of staff.

11. SIGNATURE

The same	1410/ 2023
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