

MINISTRY FOR ENVIRONMENT OF THE REPUBLIC OF INDONESIA

Number: B-2496/MENLH/D4/2008

Subject: Clarification Request in respect to construction permit for PT. MSM and PT. TTN

To the Minister For Energy And Minerals

Jakarta, 08 April 2008

In response to the Ministry For Energy And Minerals letters no. 42.K./30/DJB/2008 dated March 6th 2008 regarding extension of construction permit for PT. Meares Sopotan Mining and no. 44.K/30/DJB/2008 dated March 11th 2008 regarding first stage construction permit for PT. Tambang Tondano Nusajaya on part of its concession land we would like to ask for a clarification regarding background and on what grounds the two letters were issued.

We make it very clear here that the Ministry For Environment until the very moment has never granted an AMDAL permit (EIA – Environmental Impact Assessment) to the two companies PT. Meares Sopotan Mining and PT. Tambang Tondano Nusajaya, because the governor of North Sulawesi Province in his letter 660/209/Sekr dated February 2nd 2007 has denied his approval for the two companies to operate.

In our opinion the Governor's letter has to be respected according to the Ministry For Environment Regulation No 40/2000 regarding Guidelines for Amdal Evaluation Committee. In line with this regulation the authority for the AMDAL evaluation for PT. MSM and PT. TTN is with the governor of the province North Sulawesi.

Therefore we regard it necessary that the Minister For Energy And Minerals co-ordinates with the Governor Of North Sulawesi in order to clarify this problem.

We thank the Minister For Energy And Minerals for his attention,

Minister For Environment

Rahmat Witoelar

CC/

1. Minister For the Welfare Of the People
2. Minister For Home Affairs
3. Minister For Finances
4. Minister Of Forestry
5. Governor of the Province North Sulawesi