

SEKANO SA TERASETE

go tlhama

TERASETE YA NAMOLO YA ASEBESETOSE

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KAROLO YA 1: Ketapele

1. Ditlhaloso le thanodi

1.1 (Ntle le fa go tthalositswe ka tsela nngwe gongwe a sa tsamaelane le bokao jo a tlhagelelang ka jona) Mafoko le mareo a a latelang a tla nna le bokao jo bo latelang mme mareo a a adimilweng a tla nna le bokao jo bo dumelanang:

- 1.1.1 **"ACA"** - African Chrysotile Asbestos Limited, ke setlamo sa setšhaba se se tllhamilweng go ya ka melao ya Repaboliki ya Aforika Borwa ka nomoro ya 1944/017008/06, gongwe motlhatlhami wa ACA;
- 1.1.2 **"ARD"** - malwetse a a amanang le asebesetose;
- 1.1.3 **"Malwetse a a amanang le asebesetose "** *mesothelioma*, kankere ya makgwafo e e amanang le asebesetose, bolwetse jwa *asbestosis*, bolwetse jwa go ruruga lethakgwafo, gongwe bolwetse bope fela jwa mofuta ono jo bo ka nnang gona;
- 1.1.4 **" Kankere ya makgwafo e e amanang le asebesetose "** Bolwetse jwa dikgokgotswana tsa mowa gongwe Kankere ya makgwafo gammogo le go ruruga ga lethakgwafo;
- 1.1.5 **"Baruni"** - baruni ba ba runang Terasete nako le nako. Baruni ba ntlha e tla nna bangwe magareng ga Deloitte & Touche, KPMG, PriceWaterhouse-Coopers gongwe Ernst & Young;
- 1.1.6 **"Baamogeladitshiamelo"** - batho ba ba kaiwang mo polelwaneng ya 8;

- 1.1.7 **"Brasg"** Stanley Brasg & Associates Inc., setlamo sa babueledi sa kwa 118 Ivy Road, Norwood, Johannesburg, gongwe motlhatlhami ope fela wa Brasg;
- 1.1.8 **"MDMT"** - Mokomosasa wa Dituelo tsa Malwetse a mo Tirong yo o thapilweng go latela Molao wa Dituelo tsa Dikgobalo le Malwetse a mo Tirong;
- 1.1.9 **"MDDMT"** - Molao wa Dituelo tsa Dikgobalo le Malwetse a mo Tirong, Molao wa bo130 wa 1996 (jaaka o ntse o tlhabololwa gangwe le gape, gongwe motlhatlhami wa ona);
- 1.1.10 **"Sekano"** - Sekano seno gongwe dimametlelelo tsa yona;
- 1.1.11 **"MBB"** - Mokgatlho wa Bodišhabatšhaba wa Bodiri;
- 1.1.12 **"Badirakopo ba Tikologo"** - batho ba ba neng ba nna gaufi le Tiro e e nang le Tshiamelo mme ba tshwerwe ke malwetse a a amanang le asebesetose jaaka a tlhalosiwa mo polelwaneng ya 11.2.1;
- 1.1.13 **"Baamogeladitshiamelo "** - baikaege le/gongwe batsamaisi ba boswa jwa batho, go akarediwa ba ba tlhokafetseng ka ntlha ya bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose e e bakilweng ke go hema lerole la asebesetose kwa tirong gongwe mo tikologong go tswa kwa Tirong e e nang le Tshiamelo mo sebakeng sa dingwaga

di le 3 pele ga ba ka kwadisa tleleimi ya bona;

- 1.1.14 **"Bathei"** - Mongwe fela mo go Gencor, Gefco le Msauli;
- 1.1.15 **"Gefco"** - Setlamo sa Griqualand Exploration and Finance Company Limited, e leng setlamo sa setšhaba se se tshamilweng go ya ka melao ya Repaboliki ya Aforika Borwa ka nomoro ya kwadiso ya 1970/011100/06, gongwe motlhatlhami ope fela wa Gefco;
- 1.1.16 **"Setlhopha sa Gefco "** - sengwe le sengwe sa ditlamo tsa Gefco le/gongwe ditlamo tsa tlaleletso tsa maloba gongwe tsa ga jaana tsa tlhamalalo tsa Gefco le/gongwe ditlamo tse go tsalanwang natso le bakaedi ba maloba gongwe ba ga jaana gongwe ba isago le/gongwe batlhankedi le/gongwe badiri le/gongwe batsholadišere gongwe le gongwe fela mo lefatsheng (go akarediwa Hanova) gongwe mongwe fela wa bano, fela jaaka go tla bo go le maleba;
- 1.1.17 **"Tharabololo ya Gefco "** - karolo ya Tumelano ya Tharabololo (Karolo ya III) e e rarabololang dikgotlhang, magareng ga tse dingwe, magareng ga Batho ba ba dirileng tleleimi mme ba na le ditshiamelo ba e leng karolo ya Tumelano ya Tharabololo le Gefco le Hanova tse di manang le, di tswa mo gongwe di amana le go tsenwa ke lerole la asebesetose gongwe go tshwarwa ke malwetse a a tsamaelanang le asebesetose go ya ka seemo se se beilweng mo Tumelanong ya Tharabololo;

- 1.1.18 **"Madi a Tuelo
ya Tharabololo a Gefco**
- ke selekano sa tuelo e Gefco e tla e duelang Terasete go latela seemo sa Tumelano ya Gefco, go ntshitswe tlamelo ya ditshenyegelo tse go dumelanweng ka tsona mo Tumelanong ya Tharabololo;
- 1.1.19 **"Gencor"**
- Gencor Limited, setlamo sa setšhaba se se tlamilweng go ya ka melao ya Rephaboliki ya Aforika Borwa ka nomoro ya kwadiso ya 1895/001232/06, gongwe motlhatlhami ope fela wa Gencor;
- 1.1.20 **"Setlhopha sa Gencor "**
- sengwe le sengwe sa ditlamo tsa Gencor le/gongwe ditlamo tsa tlaleletso tsa maloba gongwe tsa ga jaana tsa tlamalalo tsa Gencor le/gongwe ditlamo tse go tsalanwang natso le bakaedi ba maloba gongwe ba ga jaana gongwe ba isago le/gongwe batlhankedi le/gongwe badiri le/gongwe batsholadišere gongwe le gongwe fela mo lefatsheng gongwe mongwe fela wa bano, fela jaaka go tla bo go le maleba;
- 1.1.21 **"Tharabololo ya Gencor "**
- karolo ya Tumelano ya Tharabololo (Karolo ya II) e e rarabololang dikgotlhang, magareng ga tse dingwe, magareng ga Batho ba ba dirileng tleleimi mme ba na le ditshiamelo ba e leng karolo ya Tumelano ya Tharabololo le Gencor tse di amanang le, di tswa mo gongwe di amana le go tsenwa ke lerole la asebesetose gongwe go tshwarwa ke malwetse a a tsamaelanang le asebesetose go ya ka seemo se se beilweng mo Tumelanong ya Tharabololo;

- 1.1.22 **" Madi a Tuelo
ya Tharabololo a Gencor"**
- ke selekano sa tuelo e Gencor e tla e duelang Terasete go latela seemo sa Tumelano ya Gencor, go ntshitswe tlamelo ya ditshenyegelo tse go dumelanweng ka tsona mo Tumelanong ya Tharabololo;
- 1.1.23 **"Hanova"**
- (i) Hanova Mining Holdings (Proprietary) Limited, setlamo sa poraefete se se tlhamilweng go ya ka melao ya Rephaboliki ya Aforika Borwa ka nomoro ya kwadiso ya 1988/04021/07, gongwe motlhatlhami ope fela wa Hanova;
 - (ii) Hanova Management Services (Proprietary) Limited, setlamo sa setšhaba se se tlhamilweng go ya ka melao ya Rephaboliki ya Aforika Borwa ka nomoro ya kwadiso ya 1978/004365/07 mme lefelo la sona la kgwebo le le kwa Everite House, 20 Mmila wa De Korte, Braamfontein, gongwe motlhatlhami wa sona;
 - (iii) Hanova Investments CC, Setlamo sa *Close Corporation* se se tlhamilweng o ya ka melao ya Rephaboliki ya Aforika Borwa ka nomoro ya kwadiso ya CK1988/019314/23 mme lefelo la sona la kgwebo le le kwa Everite House, 20 Mmila wa De Korte, Braamfontein, gongwe motlhatlhami wa sona.
- 1.1.24 **"HRCT"**
- High Resolution Computerised Tomography;

Msauli le ACA tse di amanang le, di tswa mo gongwe di amana le go tsenwa ke lerole la asbestose gongwe go tshwarwa ke malwetse a a tsamaelanang le asbestose go ya ka seemo se se beilweng mo Tumelanong ya Tharabololo;

- 1.1.31 **"Madi a Tuelo ya Tharabololo a Msauli "** - ke selekano sa tuelo e Msauli e tla e duelang Terasete go latela seemo sa Tumelano ya Msauli, go ntshitswe tlanelo ya ditshenyegelo tse go dumelanweng ka tsona mo Tumelanong ya Tharabololo;
- 1.1.32 **"Ncheyagae"** - Piet Lentikile Ncheyagae, monna yo o tlhokafetseng yo pele ga loso la gagwe a neng a nna kwa 100 Mmila wa Skinnington, Danielskuil, Porofense ya Kapa Bokone;
- 1.1.33 **"NNS"** - Ntuli Noble and Spoor Inc, setlamo sa babueledi le bareboledi se lefelo la sona la kgwebo e leng kwa 35 Mmila wa Hendrik Potgieter, Nelspruit, gongwe batlhatlhami bape fela ba NNS;
- 1.1.34 **"Badiratileimi ba Tiro"** - motho yo o thapilweng kwa Tirong e e nang le Tshiamelo mme a tshwerwe ke bolwetse jo bo amanang le asebesetose jaaka go tihalositswe mo polelwaneng ya 11.2.1;
- 1.1.35 **"MMTMD"** - Molao wa Malwetse a mo Tirong mo Meepong le mo Ditirong, Molao wa bo78 wa 1973 (jaaka o tlhabololwa gangwe le gape, gongwe motlhatlhami ope fela wa ona o);

- 1.1.36 **"Maikemisetsomagolo"** - maikemisetso a magolo a Terasete jaaka a tlhalositswe mo polelwaneng ya 4;
- 1.1.37 **"Modiratileimi yo o nang le tshiamelo"** - Modiratileimi mongwe le mongwe wa mo Tirong, Modiratileimi wa Tikologo gongwe Modiratlaleimi wa Moikaegi, gongwe Mongwe fela wa bona fela jaaka go tla bo go tlhokega (go sa akarediwe Badiratileimi bape fela ba Kapa jaaka ba tlhalositswe mo Tumelanong ya Tharabololo) jaaka go tlhalosiwa gape mo polelwaneng ya 11;
- 1.1.38 **"Ditiro tse di nang le tshiamelo"**- dipe fela tsa ditiro tsa sepe fela sa Ditlhopha tsa Gencor, Setlhopha sa Gefco le/gongwe Setlhopha sa Msauli, fela jaaka go tla bo go le maleba;
- 1.1.39 **"Paka Tshiamelo"** - paka ya go tloga ka 1965 go ya go 1988 go akarediwa;
- 1.1.40 **"Tumelano ya Tharabololo"** - tumelano ya tharabololo e e dumelanweng magareng ga Gencor, Gefco, NNS, Msauli, ACA, Hanova le Batho ba le mmalwa ba ba dirileng tleimi mme ba na le ditshiamelo, e e rarabololang dikgotlhang tsa bona tse di amanang le, di tswa mo, gongwe di amana le go tsenwa ke lerole la asebesetose gongwe go tshwarwa ke malwetse a a tsamaelanang le asebesetose go ya ka seemo se se beilweng mo tumelanong eo, mme tumelano eo e akaretsa Tharabololo ya Gencor, Tharabololo ya Gefco le Tharabololo ya Msauli;

- 1.1.41 **"Terasete"** - Terasete ya Namolo ya Asebesetose, e e theilweng go ya ka Sekano seno;
- 1.1.42 **"Batlhokomedl"** - batho ba ba thapilweng go nna batlhokomedl ba Terasete nakwana go ya ka polelwana ya 6.
- 1.2 Mo Sekanong seno, mafoko a a kayang botona a tla akaretsa botshegadi le bong jo bo magareng mme le a mangwe fela jalo.
- 1.3 Fa tlhaloso epe fela e pega mongwe yo o nang le seabe mo Sekanong seno ditshwanelo le maikarabelo, ditshwanelo tseo le maikarabelo di tla diragadiwa mme di tla tshwanela go diragadiwa go sa tlhokomologwe lebaka la gore di teng mo tlhalosong.
- 1.4 Fa go rebotswe palo e e rileng ya malatsi mo Sekanong seno, malatsi ao a tla tlhakanyediwa go sa akarediwe la ntlha mme go akarediwa la bofelo, ntle le fa letsatsi la bofelo le wela mo go Lamatlhatso, Sontaga gongwe letsatsi la boikhutso la botlhe mo Repaboliking ya Aforika Borwa, mme mo mabakeng ao gona letsatsi la bofelo e tla nna le tsatsi le le latelang le e seng Lamatlhatso, Sontaga gongwe letsatsi la boikhutso la botlhe.
- 1.5 Mareo a a mo Sekanong seno a tla nna le bokao jo bo tshwanang le jwa dimametelelelo tsa Sekano seno tse di se nang bokao jwa tsona di le nosi.
- 1.6 Go khutla gongwe go khutlisiwa ga Sekano seno ga go kitla go ama ditlamelo tsa Sekano seno tse di diretsweng go tswelala go dira morago ga go khutla gongwe go khutlisiwa goo, gongwe tse go leng botlhokwa gore di tswelale go dira morago ga go khutla gongwe go khutlisiwa goo, le fa dipolelwana tse di maleba di sa dire tlanelo ya seno.
- 1.7 Ditlhogo tse di mo Sekanong seno ke tsa tshiamelo fela mme di tshwanetse go ikgatholosiwa fa go ranolwa Sekano seno.

2. **Matseno**

- 2.1 Maphata a a nang le seabe mo Tumelanong ya Tharabololo a dumelane go rarabolola ka botlalo le la bofelo, dikgotlhang tsotlhe magareng ga ona tse di amanang le, di tswa mo, gongwe di amana le go tsenwa ke lerole la

asebesetose gongwe go tshwarwa ke malwetse a a tsamaelanang le asebesetose go ya ka seemo se se beilweng mo Tumelanong ya Tharabololo, ntle le gore Gencor, tokololo epe ya Setlhopha sa Gencor, Gefco, tokololo epe ya Setlhopha sa Gefco, Msauli, tokololo epe ya Setlhopha sa Msauli, ACA le Hanova di amogele molato.

- 2.2 Jaaka karolo ya ditlhokego tsa Tumelano ya Tharabololo, go dumelanwe gore go tlhamiwe Terasete go tsamaisa dituelo tsa Badirattleimi ba ba nang le Tshiamelo malebana le malwetse a a tsamaelanang le asebesetose mme Bathei ba eletsa go tlhama Terasete go tswelletsa thulaganyo eno.
- 2.3 Fela jalo, Terasete e tlhamiwa go ya ka, le go latela ditlhokego le dipeelo tse di tlhalositsweng fa tlase.

KAROLO YA II: Terasete le Batlhokomedi

3. Go tlhamiwa ga Terasete

- 3.1 Terasete e e tlhamiwang go ya ka Sekano seno e tla itsewe jaaka Terasete ya Namolo ya Asebesetose.
- 3.2 Bathei ba tlhama Terasete ka gore mongwe le mongwe a abe R100 go batlhokomedi mo maamong ao a bona, mme dikabo tseo di ka seke tsa gogelwa morago.

4. Maikemisetsomagolo a Terasete

- 4.1 Maikemisetsomagolo a Terasete ke go duela Badirattleimi ba ba nang le Tshiamelo malebana le malwetse a a amanang le asebesetose ka botlalo, ntle le kgobelelo le ka bokgoni jo bo tla kgonagalang, go ntse go etswe tlhoko magareng ga tse dingwe:
 - 4.1.1 selekano sa dituelo tsa tharabololo tse di amogetsweng ke Terasete;
 - 4.1.2 botshelo jwa Terasete; le
 - 4.1.3 palo ya ditleleimi tse di setseng di amogetswe gammogo le tse go nang le kgonagalo ya gore di ka tlhagisiwa kwa Teraseteng gore di duelwe.

5. **Bokgoni jwa semolao**

- 5.1 Terasete e tla nna le ditiro le dithata tse di amanang le motho yo o farologaneng wa semolao go ya ka melao ya Rephaboliki ya Aforika Borwa.
- 5.2 Terasete e ka suwa gongwe ya suiwa ka leina la yona.

6. **Batlhokomedi**

6.1 **palo**

- 6.1.1 Go latelwa ditlamelo tsa Polelwana ya 6.1.2, mo dikgweding di le 3 morago ga Terasete e sena go kwadisiwa, palo ya Batlhokomedi ba ba mo kantorong e tla okediwa go nna 5, mme bona ba tla tlhophiwa jaana:
- 6.1.1.1 Batlhokomedi ba le 2 ba tla tlhophiwa ke NNS e e dirang mo boemong jwa Badiratileimi ba ba nang le Tshiamelo ba le mmalwa mo kgetseng eno e e tlametsweng Terasete (jaaka go tthalositswe ka botlalo mo Tumelanong ya Tharabololo);
- 6.1.1.2 Motlhokomedi a le mongwe o tla tlhophiwa ke Gencor gongwe mongwe yo o tlhophilweng ke Gencor;
- 6.1.1.3 Motlhokomedi a le mongwe o tla tlhophiwa ke Gefco le Msauli; mme
- 6.1.1.4 Ditlamo tsa NNS, Gencor le Gefco le Msauli di tla dumelana ka Motlhokomedi a le mongwe. Motlhokomedi yono e tla nna motho yo o nang le borutegi jwa porofesionale le/gongwe maitemogelo a a maleba mo tsamaisong ya Terasete eno. Motho yono e tla nna **Motlhokomedi wa Ntlha** mme o tla dira jaaka modulasetilo wa nakwana (go fitlha ka nako e go tla bong go thapilwe Batlhokomedi ba le batlhano mme ba tlhoma modulasetilo jaaka go dirilwe tlanelo mo 6.8) mme o tla tshwanela go samagana le merero yotlhe ya botlhokwa e e kaiwang mo polelwaneng ya 13 fa tlase, go akarediwa go samagana el merero ya tsamaiso e e akaretsang go bula diakhaonte tsa banka tsa Terasete. Fa go sena tumelano, Motlhokomedi yono o tla tlhophiwa ke Modulasetilo wa nakwana wa Johannesburg Bar Council gongwe motlhatlhami wa gagwe.

- 6.1.2 Go tla gore go nne le dipelaelo, dithata tsa go tlhopha tse di kailweng fa godimo di dira ka gangwe fela. Le gale dithata tsa go tswela go tlhopha le/gongwe go thapiwa ga Motlhokamedi (batlhokamedi) yo o tlhophilweng go ikaegile ka (malebana le Gencor, Gefco le/gongwe Msauli) gore ba duele madi a tuelo ya tharabololo, gammogo le tse di latelang:
- 6.1.2.1 Fa peelo e e khutlisang tumelano e e tlhagisitsweng mo Dipolelwaneng tsa 3.1, 5.1.2 le 7.1.2 ya Tumelano ya Tharabololo e diragala (go tewa gore fa go tthatlhamololwa go go tshitshintsweng ga Gencor go sa wediwe gotlhelele ka di30 Seetebosigo 2003 gongwe letlha le le kwa morago le go ka dumelanwang ka lona magareng ga Gencor le NNS) gona batlhokamedi ba ba thapilweng ba tla ikgolola mo tirong fa go konelwa Terasete jaaka go dirilwe tlamelolo ya seno mo Polelwaneng ya 10.2 ;
- 6.1.2.2 Fa peelo e e khutlisang tumelano e e tlhagisitsweng mo Polelwaneng ya 5.1.1 ya Tumelano ya Tharabololo e diragala mme peelo e e khutlisang tumelano e e tlhagisitsweng mo Dipolelwaneng tsa 3.1, 7.1.1 le 7.1.2 s sa diragale, gona tshwanelo ya Gefco ya go tswela go tlhopha Motlhokamedi (mmogo le Msauli) jaaka go dirilwe tlamelolo ya seno mo 6.1.1.4, e tla khutla;
- 6.1.2.3 Fa peelo e e khutlisang tumelano e e tlhagisitsweng mo Polelwaneng ya 7.1.1 ya Tumelano ya Tharabololo se diragala mme peelo e e khutlisang tumelano e e tlhagisitsweng mo Polelwaneng ya 3.1, 5.1.1 le 5.1.2 ya Tumelano ya Tharabololo e sa diragale, gona tshwanelo ya Msauli ya go tswela go tlhopha Motlhokamedi (mmogo le Gefco) jaaka go dirilwe tlamelolo ya seno mo 6.1.1.3 le tshwanelo ya yona ya go dumelana ka Motlhokamedi jaaka go dirilwe tlamelolo ya seno mo 6.1.1.4, e tla khutla;
- 6.1.2.4 Fa dipeelo tse di khutlisang tumelano tse di tlhagisitsweng mo 5.1.1 le 7.1.1 ya Tumelano ya Tharabololo di diragala, gona tshwanelo ya Gefco le Msauli ya go tlhopha Motlhokamedi go latela ditlamelolo tsa 6.1.1.3 e tla khutla, mme fela jalo go tla khutla le tshwanelo ya tsona ya go dumelana ka Motlhokamedi go latela ditlamelolo tsa 6.1.1.4. Fa go thapilwe Motlhokamedi go latela ditlamelolo tsa 6.1.1.3 pele ga go diragala ga dipeelo tse di khutlisang tumelano tse di mo 5.1.1 le

7.1.1 ya Tumelano ya Tharabololo, Motlhokomedi yoo o tla ikgolola mo tirong ka gangwe fela morago ga go diragadiwa ga dipeelo tse di khutlisang tumelano, mme mo mabakeng ao, palo ya Batlhokomedi e tla fokodiwa go ya jaaka go tla bo go le maleba.

6.2 Dithata tsa go simolola go dira le go thapiwa ga batlhatlhami

6.2.1 Fa e kare mo dingwageng di le 2 tsa ntlha tsa Terasete, Motlhokomedi a ikgolola mo tirong gongwe a tloswa mo kantorong go ya ka dipolelwana tsa 6.6 le 6.7, Motlhokomedi yo mongwe o tla tlhophiwa ke lephata le le neng le tlhophile Motlhokomedi yo o emisediwang go ya ka ditlamelo tsa, le go ya ka ditlhokego le dipeelo tse di tthagisitsweng mo Sekanong seno.

6.2.2 Fa e kare morago ga dingwaga tsa ntlha di le 2 tsa go nna teng ga Terasete, Motlhokomedi mongwe a ikgolola mo tirong gongwe a tloswa mo kantorong go ya ka dipolelwana tsa 6.6 le 6.7, Batlhokomedi ba ba setseng ba tla swetsa ka motlhatlhami wa Motlhokomedi morago ga go batla maikutlo a batho ba ba tlhophileng Motlhokomedi yo ba tlatsang phatlalero ya gagwe.

6.2.3 Motlhatlhami mongwe le mongwe yo o thapiwang jaaka Motlhokomedi go ya ka polelwana eno ya 6.2.3, e tla re morago ga go amogela go thapiwa ka lekwalo, a rwale le go tlamiwa ke dithata tsotlhe le maikarabelo a Motlhokomedi yo o thapilweng go ya ka Sekano seno.

6.2.4 Ga gona Motlhokomedi ope yo o tla nnang le tshiamelo ya go tlhopha Motlhokomedi yo mongwe, motlhatlhami wa Motlhokomedi, gongwe motho fela go tswetsa maikarabelo le go diragatsa dithata tsa gagwe jaaka Motlhokomedi mo boemong jwa gagwe, ntle fela le motho yo o tlhophilweng ke motlhokomedi wa setlamo go ya ka karolo ya 6(4) ya Molao wa Taolo ya Dithoto tsa Terasete.

6.3 pabalesego

Batlhokomedi ga ba ne ba tlhoka go tlamela ka sepe sa pabalesego malebana le go thapiwa ga bona jaaka Batlhokomedi gongwe tiragatso ya maikarabelo le dithata tsa bona mo Sekanong seno.

6.4 **Melato/maikarabelo**

Fa fela tleleimi e sa bakiwa ke botlhaswa, bobodu gongwe go ikgatholosa ka bomo mo tiragatsong ya tiro gongwe tiragatso ya ditshwanelo le dithata ka fa tlase ga Sekano seno, tsa go ela tlhoko tlhokomelo, botswerere le bokgoni e leng se se ka solofelwang mo mothong yo o tsamaisang merero ya batho ba bangwe:

6.4.1 ga gona Motlhokomedi ope yo o tla ikarabelang ka sebele mo tatlhegelong ya Terasete gongwe Moamogeladitshiamelo ope fela, ka ntlha ya mabaka ape fela;

6.4.2 go lebeletswe ditleleimi dipe fela tsa pele tsa Baamogeladitshiamelo, Terasete e tla golola Batlhokomedi kgatlhanong le ditleleimi dipe fela tse di tsenngwang kgatlhanong nayo di tswa mo, gongwe di amana ka mokgwa mongwe le tiro epe fela, gongwe tlogelo mo tiragatsong ya go tsamaisa Terasete.

6.5 **go diragadiwa ga dithata ke Batlhokomedi**

Batlhokomedi ba tla ikobela le go tlhokomela ditlamelo tsa Sekano seno ka gale fa ba diragatsa dithata tsa bona.

6.6 **kiletso**

6.6.1 Motho o tla ilelwa go nna Motlhokomedi fa motho yoo

6.6.1.1 jaaka motho wa tlholego, a lebaganwe ke kamogothoto, e ka nna ya nakwana gongwe ya makgaolakgang, gongwe a dirile sengwe sa botšhoni jaaka bo tlhalosiwa mo Molaong wa Botšhoni, wa 1936 jaaka o tlhabolotswe;

6.6.1.2 jaaka motho wa tlholego, a lebaganwe ke gore dithoto tsa gagwe di rekisiwe go duela melato (e ka nna kgato ya nakwana gongwe ya makgaolakgang), a thapetswe motsamaisi wa molao, motlhomamisi gongwe motsamaisi go tsamaisa kgwebo le merero ya gagwe gongwe go dirilwe kopo gongwe go na le kgonagalo ya gore go dirwe kopo ya gore a phimolwe, o tsene gongwe gona le kgonagalo ya gore a tsene mo sekemeng sa tumelano le banayamolato

gongwe ka thulaganyo le ditokololo go ya ka karolo ya 311 ya Molao wa Ditlamo wa 1973;

6.6.1.3 jaaka motho wa tlhologo, o a tsenwa gongwe ga a kgone go tsamaisa merero ya gagwe;

6.6.1.4 o dirile molato o o akaretsang go se ikanyege go ya ka melao ya naga;

6.6.1.5 o ikgolola mo tirong jaaka Motlhokomedi mo sebakeng se se seng kwa tlase ga dibeke di le 4 tsa kitsiso e e kwaletsweng Batlhokomedi ba ba salang.

6.7 go tlogela kantoro

6.7.1 Motlhokomedi o tla khutla go nna mo kantorong:

6.7.1.1 ka boitiriso fa Motlhokomedi a ilelwa go nna Motlhokomedi go ya ka polelwana ya 6.6; gongwe

6.7.1.2 fa lephata le le mo tlhophileng le mo kope go rola tiro; gongwe

6.7.1.3 fa paka ya kitsiso e khutla fa Motlhokomedi a rola tiro, fa fela e le gore Motlhokomedi o tshwanetse go naya Batlhokomedi ba ba salang kitsiso e e kwadilweng ya go rola tiro ya dibeke di le 4.

6.7.2 Motlhokomedi ga a kitla a dira tleleimi epe mo Teraseteng, gongwe mo lephateng le le kopang gore a role tiro, e ka nna ka ntlha ya, gongwe malebana le go tloswa ga gagwe jaaka Motlhokomedi.

6.8 badulasetilo

Batlhokomedi ba ka thapa modulasetilo le motlatsamodulasetilo, e ka nna go dira paka e e sa feteng ngwaga, go ya fela jaaka ba tla bo ba sweditse, gongwe go dira mo kopanong e e rileng. Ga go ope mo go modulasetilo gongwe motlatsamodulasetilo yo o tla nnang le boutu ya makgaolakgang malebana le tshwetso epe fela e e tshwanetseng go tsewa ke Terasete.

6.9 **dikopano**

- 6.9.1 Batlhokomedi ba tla kopana ka kitsiso ya malatsi a a seng kwa tlase ga 14:
- 6.9.1.1 kwa Johannesburg, ntle le fa Batlhokomedi ba ka dumelana botlhe ka sengwe se sele;
- 6.9.1.2 kwa kopanong kakaretso ya ngwaga le ngwaga (e e tla bulelwang botlhe) mo sebakeng sa dikgwedi di le 9 morago ga go khutla ga ngwaga mongwe le mongwe wa ditšhelete, koo go tla tlhagisiwang diakhaonte tsa ngwaga o o fetileng wa ditšhelete gore di amogelwe le go lebelelwa ke Batlhokomedi; le
- 6.9.1.3 ka dinako tse mongwe wa Batlhokomedi a tla bong a bona go tlhokega.
- 6.9.2 Fa mongwe wa Batlhokomedi a bona go le botlhokwa gore Batlhokomedi ba kopane, Motlhokomedi yoo o tla bitsa kopano ka go naya Batlhokomedi ba bangwe kitsiso e e kwadilweng ya malatsi a le 14. Kitsiso e tla tlhalosa morero o o tla buisanelwang kwa kopanong, mme fa go kgonega, e tla tla e na le metsotso ya kopano e e fetileng.

6.10 **khoramo**

- 6.10.1 Mo sebakeng sa dikgwedi tsa ntlha di le 3 morago ga go kwadisiwa ga Terasete, khoramo ya kopano ya Batlhokomedi e tla nna Batlhokomedi botlhe ba ba leng teng, mme morago ga moo khoramo ya kopano ya Batlhokomedi e tla nna bonnye, Batlhokomedi ba le bararo, mme bogolo a le mongwe wa bona e nne Motlhokomedi yo o tlhophilweng ke Gencor gongwe Motlhokomedi yo o tlhophilweng ke Gefco le Msauli (fa fela go na le Motlhokomedi a le mongwe yo o tlhopilweng ke Gencor gongwe Gefco le/gongwe Msauli).
- 6.10.2 Fa go sa ntse go sena khoramo mo sebakeng sa metsotso e le 60 morago ga nako e e beetsweng kopano, kopano e tla busediwa kwa morago go ya kwa letsatsing le le seng ka fa tlase ga malatsi a le 5 mme le sa fete malatsi a le 10 morago ga letsatsi la kopano e e buseditsweng morago. Fa e le gore kwa kopanong e e tswelediwanang pele eo, go sa

ntse go sena khoramo ya Batlhokomedi mo sebakeng sa metsotso e le 60 morago ga nako e e beetsweng kopano eo, Batlhokomedi ba ba leng teng ka nama kwa kopanong eo ba tla dira khoramo. Go tla swediwa ka lefelo le nako ya kopano eo e e latelang kwa kopanong e e busediwang morago pele ga e busediwa morago mme kitsiso ya kopano eo e tla fetisediwa kwa Batlhokomeding ba ba sa tlang kopanong. Morero o o tla tswelediwa kwa kopanong e e tswelediwa pele e tla nna fela o o ka bong o tsweleditswe kwa kopanong e e buseditsweng morago ,.

6.11 **go bouta**

6.11.1 Ditshwetso tsa Batlhokomedi di tla dirwa ka boutu ya bontsi ya Batlhokomedi ba ba leng teng kwa kopanong.

6.11.2 Fa go ka diragala gore go nne le tlholano malebana le ditshwetso tsa Batlhokomedi, morero o o bakileng tlholano o tla fetisediwa kwa kopanong e e tsenetsweng ke Batlhokomedi botlhe. Fa go sa ntse go na le tlholano malebana le morero oo, gongwe Batlhokomedi ba sa kgone go tsenela kopano e e biditsweng go ya ka polelwana ya 6.11.2 botlhe, gona go tla tsewa gore morero oo o gannwe.

6.12 **ditshwetso tsa *round robin***

Tshwetso e e kwadilweng e e tshegediwa ke botlhe mme e saenilwe ke Batlhokomedi botlhe e tla nna le bokao jo bo tshwanang le fa e fetisitswe kwa kopanong.

6.13 **Metsotso le rejisetara ya tseno (attendance)**

Motlhokomedi mongwe le mongwe o tla saena rejisetara ya tseno (e e tsholwang malebana le dikopano tsa Batlhokomedi) ya dikopano tsotlhe tsa Batlhokomedi tse Motlhokomedi yoo a di tsenetseng. Batlhokomedi ba tla boloka metsotso ya dikopano tsotlhe tsa bona. Metsotso, gongwe khopi e e tlhomamisitsweng ya metsotso, e e saenilweng ke modulasetilo gongwe Batlhokomedi ba le 2 mo go ba ba tlleng kopanong, e tla nna bopaki jwa diteng tsa metsotso, go fitlha go nna le bosupi jwa sengwe se se farologaneng.

6.14 **ditshenyegelo le tuelo**

- 6.14.1 Batlhokomedi ba tla nna le tshiamelo ya gore Terasete e ba duelele ditshenyegelo tsa bona tse di amogelesegang gammogo le tuelo e e amogelesegang ya go dira jaaka Batlhokomedi.
- 6.14.2 Terasete e tla rwala maikarabelo a ditshenyegelo tsa yona, go akarediwa, ntle le tekanyetso, ditshenyegelo tsa baitseanape ba ba thapiwang go tswelletsa polelwana ya 7.2.4.

6.15 **diakhaonte le dipegelo**

- 6.15.1 Batlhokomedi ba tla tshola direkoto tse di lolameng tse di amanang le merero ya Terasete le tsamaiso ya matlole a Terasete mme ba tla baakanya dikanego tsa ngwaga le ngwaga tsa diakhaonte mme ba tla netefatsa gore diakhaonte le direkoto di runwa ke Baruni.
- 6.15.2 Diakhaonte tsa Terasete di tla bontsha gore tsamaiso ya Madi a Tharabololo a Gefco/Msauli le Madi a Tharabololo a Gencor a farologane mme ga a kopane. Maikemisetso a karoganyo eno ke go netefatsa gore, ntle le gore Badiratileimi ba ba nang le Tshiamelo ba ba nang le bolwetse jwa mesotheioma le kankere ya makgwafo e e amanang le asebesetose, Madi a Tharabololo a Gencor ga a dirisediwe go duela batho ba e rileng fa ba ntse ba dira, ba tsenwa ke lerole la asebesetose kwa Ditirong tse di nang le Tshiamelo tse di kwa ntle ga Paka ya Tshiamelo le ka tsela e nngwe gape. Go tlaleletsa foo, karoganyo e tla thusa ka go tsholwa ga direkoto tsa nnete le tse di lolameng malebana le go dira pego ka ga dituelo tse di rebotsweng go tswa mo Mading a Tharabololo a Gencor le Gefco/Msauli.
- 6.15.3 Batlhokomedi bat la tlhagisa pegelo ya ngwaga le ngwaga (e e tla nnang lekwalo le le bonwang ke botlhe) e e tla akaretsang (fela e sa lekanyediwe go) dikanego tsa akhaonte tse di runilweng tsa ngwaga le ngwaga, gammogo le tshedimosetso e e malebana le:
- 6.15.3.1 Palo ya Badiratileimi ba ba nang le Tshiamelo ba ba amogetseng tuelo go tswa mo Teraseteng mo ngwageng o o fetileng;

- 6.15.3.2 Selekanyo sa dituelo tsotlhe tse di dirilweng, go akarediwa gore a dituelo tseo di dirilwe go tswa mo Mading a Tharabololo a Gefco/Msauli gongwe Madi a Tharabololo a Gencor; le
- 6.15.3.3 dituelo, ditshenyegelo, le dituelo tsa megolo tse di duetsweng mo boemong jwa Terasete.

7. Dithata tsa Batlhokomedu

- 7.1 Go lebeletswe ditlamelo tsa Sekano seno, gore Batlhokomedu ba kgone go fitlhelela Maikemisetsomagolo a Terasete, ba tla nna le dithata tsotlhe tsa mothomogolo wa tlhologo yo o sa nyalwang, go akaretsa dithata tsa go suwa le go suiwa.
- 7.2 Gore go fitlhelelwe Maikemisetsomagolo, Batlhokomedu ba tla nna le dithata (tse di akaretsang, ntle le tekanyetso, dithata tsa tlaleletso le tse di feletseng), le bokgoni jo bo amogelesegang jwa go fitlhelela Maikemisetsomagolo, go akarediwa, ntle le tekanyetso, dithata le bokgoni jwa go:
- 7.2.1 amogela ditheleimi go tswa kwa Badiraditheleiming ba ba nang le Tshiamelo ba ba bontshitseng gore ba na le malwetse a a amanang le asebesetose mo mabakeng a a tlhagisitsweng mo Sekanong seno;
- 7.2.2 duela Badiratheleimi ba ba nang le Tshiamelo ba ba kgotsofatsang ditlhokego tsotlhe tsa go nna le tshiamelo tse di tlhalositsweng mo Sekanong seno;
- 7.2.3 amogela dikabelo, ditharabololo gongwe dituelo go tswa go lephata lepe fela malebana le ditshenyegelo le dituelo tsa malwetse a a amanang le asebesetose a a tshwereng Badiratheleimi ba ba nang le Tshiamelo go ya ka ditlhokego le dipeelo go ya jaaka go tla bo go sweditse, go akarediwa, ntle le tekanyetso, Madi a Tuelo ya Tharabololo a Gefco, Madi a Tuelo ya Tharabololo a Msauli le Madi a Tuelo ya Tharabololo a Gencor;
- 7.2.4 thapa baitseanape mo lephateng lengwe le lengwe go ba kgontsha go fitlhelela taolelo ya bona;
- 7.2.5 duelelwa ditshenyegelo tsa bona tse di amogelesegang, gammogo le tuelo e e amogelesegang ya go dira jaaka Batlhokomedu;

- 7.2.6 duela madi a a diretsweng tlamelo mo dipolelwaneng tsa 13.1.1 le 13.1.2 fa tlase ga NNS;
- 7.2.7 rebola dikgololo tse di maleba tse di kaiwang mo dipolelwaneng tsa 13.1.3, 13.1.4, 13.1.5 le 13.1.6 fa tlase;
- 7.2.8 ikobela ditlhokego tsa Tumelano ya Tharabololo;
- 7.2.9 dira gongwe go tshegetsa diporojeke tse di kgethegileng le mananeo a a kaiwang mo polelwaneng ya 14 fa tlase;
- 7.2.10 swetsa le go rebola (go lebeleetswe ditlamelo tsa Sekano seno):
 - 7.2.10.1 go tlhomiwa ga dithulaganyo tsa tsamaiso tse di tlhokwang ke Terasete;
 - 7.2.10.2 thulaganyo e e tla latelwang ke Terasete go laletsa batho go dira ditleleimi le mokgwa o ditleleimi di tla tlhagisiwang ka ona;
 - 7.2.10.3 thulaganyo ya go sekaseka ditleleimi;
 - 7.2.10.4 mokgwa o Terasete e tla siamisediwa go lebelela dituelo tsa tlaleletso go duela ditshenyegelo tsa badiratileimi fa ba ntse ba setse tleleimi morago, go akarediwa go lebelela go nna le phanele ya mekgatlho e e amogetsweng e e tla rebolelwa dituelo fa go le maleba. Batlhokomedi ba tla tlhama dipeelo tsa go amogelwa mo phaneleng, go akarediwa, fela go sa lekanyediwa, ditlamelo tsa go netefatsa gore go se nne le tokololo epe (ya phanele ya go nna jalo) e e amogelang dituelo tsa go samagana le tleleimi epe (e ka ne e atlegile gongwe e sa atlega) ntle le go tswa mo Teraseteng, fa fela e le gore Terasete e ka dira dituelo tsa ditshenyegelo tsa badiratileimi ba ba atlegileng, mme gape, malebana le badiratileimi ba ba atlegileng ba ba sa thusiwa go tsenya tleleimi, ditshenyegelo di seke tsa feta ditshenyegelo tse di amogelesegang;
 - 7.2.10.5 thulaganyo ya go duelwa ga dituelo dipe fela;
 - 7.2.10.6 kaedi e e malebana le go swetsa ka selekano sa ditleleimi;

- 7.2.10.7 patlisiso (go akarediwa ya leroborobo le ya boitseanape) jaaka go tla bo go tlhokega go fitlhelela Maikemisetsomagolo;
- 7.2.10.8 mofuta le seelo sa tshegetso e e tshwanetseng go newa mananeo a loago a a diretsweng tlamelo mo Sekanong seno;
- 7.2.11 beeletsa dithoto tsa Terasete gongwe karolo ya tshona ka tsela e Batlhokomedi ba bonang e tshwanetse. Go sa tlogelwe se se kailweng fa godimo, ba tla nna le tshiamelo (fela ba sa lekanyediwa) ya go beeletsa dithoto dipe, tse di sutisegang, tse di sa sutisegang, tsa materiale gongwe tse e seng tsa materiale; dišere mo ditlamong tsa poraefete le tsa setšhaba; dibanka le ditheo tse dingwe tsa ditšhelete le mo Pusong, ditheo tse di thusiwang ke puso gongwe dišere tsa makgotlatoropo gongwe le gongwe mo lefatsheng. Gape ba tla nna le tshiamelo ya go fetola gongwe go tsaya dipeletso dipe go ya fela ka boitlhophelo jwa bona le go beeletsa gape dipoelo;
- 7.2.12 go ya ka fa ba bonang ka teng, mmogo ba ka dirisa thata ya go bouta e e amanang le dišere tsa Terasete le tse di tshotsweng ke setlamo sengwe;
- 7.2.13 amogela dikabelo le boswa jo bo newang Terasete;
- 7.2.14 go tlamela baaamogeladitshiamelo bape fela Diterasete tse di farologaneng go ya ka ditlhokego tsa Sekano seno sa Terasete le go fetisetsa lotseno le/gongwe tšhelete go tswa mo Teraseteng eno go ya kwa Diteraseteng tseo tse di farologaneng mme mo mabakeng ao, Batlhokomedi ba tla swetsa, go ya ka moo ba bonang ka teng, gore dikgatlhego tsa baamogeladitshiamelo bao mo Teraseteng eno di khutle ;
- 7.2.15 tsenela dikonteraka tsa ditumelano;
- 7.2.16 rebola dipeeelo, dinetefaletso le ditlogelo (cessions) go ema jaaka netefaletso le go rulaganyetsa go ntshiwa ga dinetefaletso tsa banka; le
- 7.2.17 amogela, tsamaisa le go duela ditšhelete tsa tlaleletso tse di ka abiwang gongwe tsa bonelwa Terasete ke mongwe, go dirisediwa mabaka a go duela badiratileimi ba bangwe ba malwetse a a amanang le asebesetose go ya ka ditlhokego le dipeelo tse Batlhokomedi ba

dumelaneng ka tsona, fa fela e ele gore ga se kitla se gobelela badiratileimi ba ba nang le tshiamelo.

- 7.3 Batlhokomedi ba tla nna le dithata (mme ba patelelesega go diragatsa dithata tseo) tsa go dira dilo le go saena dikwalo tse di ka tlhokegang go tsweletsa maikarabelo a a rileng a a kaiwang mo polelwaneng ya 13 fa tlase.

8. Baamogeladitshiamelo

- 8.1 Baamogeladitshiamelo ba ntlha ba Terasete e tla nna Badiratileimi ba ba nang le Tshiamelo mo sebakeng sa go nna teng ga Terasete. Gore go tilwe dipelaelo, ditshiamelo tse di tshwanetseng go duelwa Baamogeladitshiamelo ba ntlha le tsela e ditshiamelo tseo di tla duelwang ka yona, di tla dirwa go ya ka Sekano seno (Karolo III).
- 8.2 Badiratileimi ba Kapa (jaaka ba tlhalosiwa mo Tumelanong ya Tharabololo), boswa jwa bona le/gongwe baikaegi ba bona, ba ileletswe go ka nna le seabe ka mokgwa ope fela jaaka baamogeladitshiamelo ka fa tlase gongwe malebana le Terasete.
- 8.3 Fa e kare morago ga go khutla ga paka ya Terasete, ga nna le dithoto tse di setseng mo Teraseteng, Baamogeladitshiamelo ba dithoto le lotseno le le setseng la Terasete e tla nna mokgatlho wa thusomorafe o mangwe a maikemisetsomagolo a ona e leng go lebelela katlaatlelo ya batho gongwe baagi ba ba amilweng ke go epiwa ga asebesetose.

9. Malebana le gore Terasete e nne le dithoto

- 9.1 Ka gale go lebeletswe ditlamelo tsa polelwana ya 7:
- 9.1.1 Dithoto tsotlhe tse di kgobokantsweng le melato yotlhe e Batlhokomedi ba e dirileng jaaka Batlhokomedi, e tla wela mo Batlhokomeding mo maemong ao a bona, mme e tla tsamaisiwa ke Batlhokomedi mo letloleng le le farologaneng, e leng letlole la Terasete, fa fela ele gore tsamaiso ya Madi a Tuelo ya Tharabololo a Gencor ga e kitla e amana le tsamaiso ya Madi a Tuelo ya Tharabololo a Gefco/Msauli jaaka go tlhalositswe mo polelwaneng ya 6.15.2;

- 9.1.2 go lebeletswe polelwana ya 9.1.4, dithoto tsa Terasete di ka kwadisiwa mo leineng la Terasete, nakwana mo go la Batlhokomedi gongwe motho yo o tlhophilweng ke Terasete;
- 9.1.3 Batlhokomedi ba tla tsaya le go tshola mo tlhokomelong ya bona, gongwe ya baemedi ba bona, dikwalo tsotlhe tsa bong gammogo le dikwalo tsotlhe tse di amanang le, gongwe tse di malebana le Terasete le ditiro tsa yona le tsa letlole la terasete le/gongwe lotseno la terasete; le
- 9.1.4 Bong jwa dithoto tsa Terasete le lotseno la Terasete bo tla nna mo Batlhokomeding mo maemong ao a bona, mme baamogeladitshiamelo ga ba kitla ba nna le ditshwanelo tsa dithoto tseo le/gongwe lotseno, ntle le fela jaaka Baamogeladitshiamelo ba Terasete.

10. Paka le go khutlisiwa

- 10.1 Terasete e tla kgotlhelela sebaka sa dingwaga di le 25 go tloga ka letlha la go kwadisiwa ke Molaodi wa Kgotlatshekelokgolo, fa fela e le gore Batlhokomedi, ba etse tlhoko Maikemisetsomagolo, le dikgatlhegelo tsa Baamogeladitshiamelo ba ntlha, ba ka fokotsa gongwe ba oketsa paka ya Terasete ka dingwaga di le 5.
- 10.2 Fa dipeelo tse di khutlisang tumelano tse di mo dipolelwaneng tsa 3.1, 5.1.2 le 7.1.2 tsa Tumelano ya Tharabololo di diragala, Terasete e tla konelwa ka boitiriso.

KAROLO YA III: Tsamaiso ya Dituelo

11. Go duelwa ke Batlhokomedi

11.1 go duela go tswa mo matloleng a Terasete

- 11.1.1 Batlhokomedi ba tla dirisa Madi a Tuelo ya Tharabololo a Gencor a Gencor e a tsentseng mo Teraseteng go dira dituelo tsa dikarolo tse di latelang tsa Baamogeladitshiamelo ba ba nang le Tshiamelo:
- 11.1.1.1 batho botlhe ba ba tsenweng ke bolwetse jo bo amanang le asebesetose mme ba na le bokoa jwa makgwafo, ba Batlhokomedi ba ikgotsofaditseng gore ba amane le lerole la asebesetose mo

tirong kwa go epe fela ya Ditiro tse di nang le Tshiamelo mo Pakeng ya Tshiamelo fela;

11.1.1.2 batho botlhe ba ba tsenweng ke bolwetse jo bo amanang le asebesetose mme ba na le bokoa jwa tiro ya makgwafo, ba Batlhokomedi ba ikgotsofaditseng gore ba amane le lerole la asebesetose mo tikologong (e seng mo tirong) gaufi le epe fela ya Ditiro tse di nang le Tshiamelo mme ba ba se nang lemorago la kamano epe fela le lerole la asebesetose kwa tirong;

11.1.1.3 batho botlhe ba ba tsenweng ke bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose, ba Batlhokomedi ba ikgotsofaditseng gore ba amane le lerole la asebesetose mo tirong kwa go epe fela ya Ditiro tse di nang le Tshiamelo mo bontlhabongweng jwa Paka ya Tshiamelo mme bontlhabongwe e le kwa ntle ga Paka ya Tshiamelo;

11.1.1.4 baikaegi ba batho ba ba tlhokafetseng ka ntlha ya bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose mo mabakeng a e leng gore Batlhokomedi ba kgotsofetse gore moswi o amane le lerole la asebesetose kwa Tirong e e nang le Tshiamelo gongwe, go ya fela ka seemo, o amane le kamano le lerole la asebesetose mo tikologong gaufi le epe fela ya Ditiro tse di nang le Tshiamelo mme a ne a sena lemorago la kamano epe fela le lesole la asebesetose kwa tirong;

11.1.2 Batlhokomedi ba tla dirisa Madi a Tuelo ya Tharabololo a Gefcor le/gongwe Madi a Tuelo ya Tharabololo a Msauli a a tsentsweng mo Teraseteng go duela:

11.1.2.1 badiratileimi ba ba nang le Tshiamelo ba ba tsenweng ke bolwetse jo bo amanang le asebesetose mme ba na le bokoa jwa go dira ga makgwafo, ba Batlhokomedi ba ikgotsofaditseng gore ba amane le lerole la asebesetose mo tirong kwa go epe fela ya Ditiro tse di nang le Tshiamelo morago ga Paka ya Tshiamelo fela;

11.1.3 Badiratileimi ba ba nang le Tshiamelo ba ba tsenweng ke bolwetse jo bo amanang le asebesetose ba ba nang le bokoa jwa go dira ga

makgwafo (kwa ntle ga bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose) mme Batlhokomedi ba ikgotsofaditse gore ba amane le lerole la asebesetose kwa go nngwe ya Ditiro tse di nang le Tshiamelo mo bontlhabongweng jwa Paka ya Tshiamelo mme bontlhabongwe e le kwa ntle ga paka eo ba tla nna le tshiamelo ya go amogela tuelo go tswa mo Mading a Tuelo ya Tharabololo a Gencor le Madi a Tuelo ya Tharabololo a Gefco/Msauli ka go arolelwa. Fa ba arola tuelo (le go sekaseka kabo e e maleba e e tshwanetseng go dirwa go tswa mo mading a a tsentsweng mo Teraseteng ke Gencor le Gefco/Msauli), Batlhokomedi ba tla ela tlhoko nako e modiratlaleimi a e ntseng mo tirong kwa Tirong e e nang le Tshiamelo mo Pakeng ya Tshiamelo le sebaka sepe fela se se ntsweng mo tirong, e ka nna pele gongwe morago ga paka eo, gammogo le seelo sa lerole la asebesetose le/gongwe faeba e batho bao na neng ba amana nayo gongwe go na le kgonagalo ya gore ba ne ba ka amana nayo mo pakeng eo; go naya sekai se se malebana le sebaka se se ntsweng kwa tirong, fa modiratlaleimi yo o nang le tshiamelo a nnile le kamano ya dingwaga di le 10, mme di le 4 tsa tsona di wela mo Pakeng ya Tshiamelo mme di le 6 di wela kwa ntle ga paka eo, gona, fa dilo tse dingwe di lekalekana, madi a Gencor e a tsentseng mo Teraseteng a tla aba bokana ka 40% ya tuelo mme madi a Gefco/Msauli e a tsentseng mo Teraseteng a tla aba bokana ka 60% ya tuelo. .

11.1.4 Morago ga go khutla ga paka ya dingwaga di le 20 morago ga letlha la go kwadisiwa ga Terasete, pharologano magareng ga Paka ya Tshiamelo le paka epe fela, e tla tloswa mme Batlhokomedi ba tla letlelelwa go kopanya tshalelo epe fela, fa e le gona, ya madi a a setseng a a tsentsweng mo Teraseteng ke Gencor le madi a a tsentsweng mo Teraseteng ke Gefco/Msauli;

11.1.5 Malebana le modiratlaleimi ope fela yo tleleimi ya gagwe e neng e kwadisitswe le NNS/Brasg pele ga letlha la Tumelano ya Tuelo ya Tharabololo, letlha le ditheleimi tsa bona di kwadisitsweng ka lona le tla tsewa jaaka letlha la go tthagisiwa ga tleleimi kwa Teraseteng.

11.2 malwetse

11.2.1 Badiratlaleimi ba Tiro le ba Tikologo

11.2.1.1 Badiratlaleimi ba Tiro le Badiratlaleimib a Tikologo ba tla nna fela le tshiamelo ya go duelelwa mefuta e e latelang ya malwetse a a amanang le asebesetose:

11.2.1.1.1 *mesothelioma*;

11.2.1.1.2 *asbestosis*;

11.2.1.1.3 kankere ya makgwafo e e amanang le asebesetose; le/gongwe

11.2.1.1.4 go ruruga ga lethakgwafo go go amanang le asebesetose.

11.2.1.2 Tuelo e tla dirwa fa fela bolwetse jo bo amanang le asebesetose bo bakile bokowa jwa go dira ga lekgwafo.

11.2.1.3 Go tla dipelaelo dipe, Badiratlaleimi ba Tiro le Badiratlaleimi ba Tikologo ga ba kitla ba nna le tshiamelo ya tuelo ya malwetse a lethakgwafo a a amanang le asebesetose a a senang matshwao.

11.2.2 Badiratlaleimi ba Baikaegi

11.2.2.1 Baikaegi le/gongwe badiragatsi ba boswa jwa batho ba ba tlhokafetseng mo sebakeng sa dingwaga di le 3 (tharo) pele ga go tsenya ditlaleimi mo Teraseteng gore ba duelelwe bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose e e ba tseneng ka ntlha ya go amana le lerole la asebesetose kwa tirong gongwe mo tikologong ya Ditiro tse di nang le Tshiamelo, ba tla nna le tshiamelo ya go isa kopo kwa Teraseteng; fa fela e le gore mo mabakeng a Modiratlaleimi wa Moikaegi yo tleleimi ya gagwe e kwadisitsweng le NNS gongwe Brasg pele ga letlha la Tumelano ya Tharabololo, dingwaga di le 5 di tla emelwa ke dingwaga di le 3 mo tlhalosong ya "Modiratlaleimi wa Moikaegi" mo polelwaneng ya 1.1.13.

11.2.2.2 Go tla dipelaelo dipe, Badiratlaleimi ba Baikaegi ga ba kitla ba nna le tshiamelo ya tuelo, ntle le fa loso lo bakilwe ke bolwetse jwa

mesothelioma gongwe kankere ya makgwafo e e amanang le asebesetose, fela go ya jaaka go tla bo go ntse.

11.2.2.3 Ga gona Tleleimi epe ya Moikaegi ee tla amogelwang ke Batlhokomedi mo mabakeng a mo go ona moswi a neng a tsentse tleleimi malebana le bolwetse jwa *mesothelioma* le/gongwe kankere ya makgwafo e e amanang le asebesetose mme Batlhokomedi ba amogetse tleleimi eo.

11.2.2.4 Fa Batlhokomedi ba duela Badiratlaleimi ba Baikaegi, Batlhokomedi ba tla bona netefaletso e e kwadilweng le maikano go tswa mo Modiratlaleiming wa Moikaegi a tlhalosa gore ke moemedi wa nnete wa boswa le/gongwe baikaegi le gore tuelo e a e amogelang e tla bo e duela gotlhelele ditleleimi tsotlhe tse di ka nnang teng malebana le loso la moswi mme o tla golola Terasete kgatlanong le ditleleimi dipe fela tse dingwe tse di ka tswang mo badiratlaleiming ba bangwe ba baikaegi. Fela jalo, Terasete ga e kitla e amogela ditleleimi tse dingwe gape go tswa kwa Modiratlaleiming o mongwe wa Moikaegi malebana le boswa. Gape Modiratlaleimi wa Moikaegi o tla itlama gore o tla fetisetsa tuelo eo go motho mongwe fela yo Modiratlaleimi wa Moikaegi a reng o mo emetse;

11.2.2.5 Badiratlaleimi ba baikaegi ba tla nna le tshiamelo ya tuelo ya go latlhegelwa ke tlamelo fela mme e seng ditshenyegelo dipe tse dingwe;

11.2.2.6 Modiratlaleimi ope fela yo o tshelang yo o tsenyang tleleimi mme a fitlhelwa a na le bolwetse jwa *mesothelioma* gongwe kankere e e amanang le asebesetose, e ka nna pele gongwe morago ga loso, o tla tsewa jaaka modiratlaleimi yo o tshelang, mme ditlamelo tsa 11.2.2.5 ga di kitla di mo ama.

11.2.3 **bosupi jwa kamano**

11.2.3.1 Batlhokomedi ba tla patelesega go ikgotsofatsa ka seelo sa kamano ya badiratlaleimi (go akarediwa baswi fa badiratlaleimi e le baikaegi) le lerole la asebesetose ka go lebelela Ditiro tse di nang le Tshiamelo le tse di senang Tshiamelo le gore a kamano eo e nnile

mo Pakeng e e nang le Tshiamelo, pele gongwe morago ga Paka ya Tshiamelo, gongwe ka tsela e nngwe:

11.2.3.2 Ntle le mo mabakeng a a rileng fela, Badiratileimi ba Tiro ba tla tlhoka go tlamela ka bosupi jwa dikwalo jwa thapo. Bosupi joo jwa dikwalo jwa thapo bo tla akaretsa, fela bo sa lekanyediwe go, tshupo mo direktong tsa MBOD gongwe CCOD, ya thapo kwa Tirong e e nang le Tshiamelo, rekoto nngwe fela ya tiro, rekoto ya Lefapha la Puso, rekoto ya kalafi, sesupo sa tuelo se se supang Modiratileimi yo o nang le Tshiamelo, gammogo le setifikeiti sepe fela gongwe lekwalo le le simologang kwa Tirong e e nang le Tshiamelo, go akarediwa bukana tshupo e e tempilweng gongwe lenaane la badiri le le supang gore Modiratileimi yo o nang le Tshiamelo e kile ya nna modiri, gongwe o dirile kwa, Tirong e e nang le Tshiamelo mo Pakeng ya Tshiamelo.

11.2.3.3 Badiratileimi ba Tikologo ba tla tlhoka go tlhagisa bosupi jwa bonno kwa, gongwe gaufi le Tiro e e nang le Tshiamelo gammogo le paka ya go nna koo gammogo le bosupi jo bo maleba jwa kalafi jo bo tlhomamisang gore go amana le lerole la asebesetose mo tikologong kwa lefelong leo go ka ne go nnile le seabe mo bolwetseng jo bo amanang le asebesetose. Batlhokomedi ba tla tlhoka go amogela le go ela tlhoko bosupi jo bo malebana le sekgala se go neng go nniwa kwa go sona go tswa kwa Tirong e e nang le Tshiamelo, metswedi mengwe ya lerole la asebesetose gongwe meepo e mengwe ya asebesetose gongwe ditshilo, sebaka se go nnilweng koo, matlha a go nna koo gammogo le lemorago lotlhe la tiro le tshedimosetso ya saense le ya semmuso e e malebana le seelo sa lerole mo tikologong jaaka e ka bonwa.

11.2.3.4 Malebana le ditleleimi tse di dirwang mo boemong jwa batho ba ba tsenweng ke bolwetse le go tlhokafala ka ntlha ya *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose ka ntlha ya kamano ya kwa tirong, Badiratileimi ba Baikaegi ba ka tlhoka go ikobela ditlamelo tsa polelwana ya 11.2.3.2 fa godimo gore ba kgotsofatse Terasete malebana le gore moswi o ne a dira kwa Tirong e e nang le Tshiamelo mme malebana le ditleleimi tse di

dirwang mo boemong jwa batho ba ba tsenweng ke bolwetse jwa mesothelioma gongwe kankere ya makgwafo e e amanang le asebesetose ka ntlha ya kamano ya mo tikologong (e e seng ya mo tirong) mme ba tlhokafetse ka ntlha ya seno, ba tla tlhoka go ikobela ditlamelo tsa polelwana ya 11.2.3.3 fa godimo gore ba kgotsofatse Terasete malebana le gore moswi o nnile le kamano ya tikologo;

11.2.3.5 Ntlhatheo ya karoganyo e e tlhalositsweng mo 11.1.3 e tla dira mo karolelong ya kamano le lerole la asebesetose magareng ga Ditiro tse di nang le Tshiamelo le Ditiro tse di senang Tshiamelo;

11.2.3.6 Mo mabakeng a tleleimi epe fela (ya tikologo gongwe nngwe fela) e e ikaegileng ka go tshwarwa ke bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose, ga go kitla go tsewa tsia kamano epe ya lerole la asebesetose mo dingwageng di le 10 (lesome) pele ga loso.

11.3 **bosupi jwa bolwetse**

11.3.1 Modiratlaleimi yo o nang le Tshiamelo o tla tlhoka go kgotsofatsa Batlhokomedi, ba ba dirang ka mo go amogelesegang ka teng mo mabakeng ao, gore o tsenwe ke bongwe jwa malwetse a a maleba a a kaiwang mo 11.2.1.1 fa godimo (Badiratlaleimi ba Tiro le Badiratlaleimi ba Tikologo) gongwe gore moswi o tlhokafetse ka ntlha ya bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose jaaka go kaiwa mo 11.2.2 fa godimo (Badiratlaleimi ba Baikaegi).

11.3.2 Jaaka molao wa kakaretso o o malebana le bolwetse jwa *asbestosis* le go ruruga ga lethakgwafo, Batlhokomedi ba tla tlhoka tshedimosetso e ba ka bonang e le botlhokwa go bona bolwetse le go sekaseka sentle kgobalo ya go dira ga lekgwafo e e tla akaretsang:

11.3.2.1 Filimi ya X-ray ya boleng jo bo kwa godimo ya *postero-anterior* ya makgwafo a Modiratlaleimi mongwe le mongwe yo o nang le Tshiamelo le/gongwe pegelo ya dipholo tsa X-ray tse di arogantsweng go ya ka foromo e e beilweng gongwe thulaganyo ya karoganyo ya Mokgatlho wa Boditšhabatšhaba wa Bodiri (MBB),

mme pegelo eo e tshwanetse go bo e tladitswe le go saeniwa ke moradioloji (radiologist) yo o nang le borutegi jo bo maleba;

11.3.2.2 dipoelo tsa diteko tsa go dira ga makgwafo (tse mo go tsona go kwalwang phokotsego epe fela ya botlhokwa ya bokgoni (tekanyetso) le tekanyetso ya go dira ga makgwafo (FEV1 le FVC) e a rekotiwa) le tshekatsheko e e dirilweng ke ngaka ya malwetse a makgwafo (pulmonist) e e nang le borutegi jo bo maleba malebana le kgobalo/bogole jo bo amanang le bolwetse jo bo amanang le asebesetose; le

11.3.2.3 dipholo gongwe direkoto tsa tlhatlhobo ya kalafi; le

11.3.2.4 lemorago la kamano le lerole la asebesetose.

11.3.3 Bosupi joo jwa kalafi bo tla tlhagisiwa go, le go lebelelwa ke ngaka gongwe dingaka tse Batlhokomedi ba di thapetseng go bona bolwetse gongwe go netefatsa bolwetse. Tshwetso ya ngaka gongwe dingaka tseo malebana le merero ya kalafi e tla nna ya makgaolakgang mme e tla tlama Modiratleleimi/Badiratleleimi.

11.3.4 Mo mabakeng a e leng gore ga go kgonagale go supa bolwetse ka tlhomamo ka ntlha ya tshedimosetso e e fa godimo, le/gongwe mo mabakeng a bokoa jwa go dira ga makgwafo bo ka neng bo bakilwe ka botlalo gongwe ka bontlhabongwe ke malwetse a mangwe a a sa amaneng le asebesetose (go naya sekai, lehuba (TB), ditlamorago tsa go goga motsoko/*emphysema*, *silicosis* le amangwe a a jalo), Batlhokomedi ba ka swetsa gore Modiratleleimi yo o nang le Tshiamelo a tsenele ditlhatlhobo tse dingwe tse ba bonang di le maleba, go akaretsa sekene sa HRCT gore go lekanyediwe le go farologanya dintlha tse di farologaneng tsa malwetse a makgwafo a a amanang le asebesetose le a a sa amaneng le asebesetose go ba thusa go dira tshwetso malebana le tleleimi.

11.3.5 Jaaka molao wa kakaretso o o malebana le bolwetse jwa *mesothelioma* le kankere ya makgwafo e e amanang le asebesetose, Batlhokomedi ba tla tlhoka go amogela tshedimosetso e ba e tlhokang go supa bolwetse ka tlhomamo mme yona e tla akaretsa:

- 11.3.5.1 Filimi ya *X-ray* ya boleng jo bo kwa godimo ya *postero-anterior* ya makgwafo a Modiratlaeimi mongwe le mongwe yo o nang le Tshiamelo le/gongwe pegelo e e tlhalosang diphitlhelelo, mme pegelo eo e tshwanetse go akaretsa karoganyo ya filimi ya *X-ray* go ya ka thulaganyo ya Mokgatlho wa Boditšhabatšhaba wa Bodiri (MBB) ya bolwetse bope fela jo bongwe jwa makgwafo jo bo amanang le asebesetose gongwe jwa lethakgwafo;
- 11.3.5.2 pegelo ya patholoji (pathological report) e e rulagantsweng go latela:
- 11.3.5.2.1 tlhatlhobo ya popego le go dira ga disele tsa sampole ya patholoji, go naya sekai, ya lethakgwafo gongwe thišu ya lekgwafo gongwe seedi; le/gongwe
- 11.3.5.2.2 *biopsy*;
- 11.3.5.3 dipholo gongwe direkoto tsa tlhatlhobo ya kalafi (fa fela e le gore mo mabakeng a Modiratlaeimi wa Moikaegi, tlhatlhobo eo e dirilwe fa moswi a ne a sa ntse a tshela); le
- 11.3.5.4 lemorago la kamano le lerole la asebesetose.
- 11.3.6 Bosupi joo jwa kalafi bo tla tlhagisiwa go, le go lebelelwa ke ngaka gongwe dingaka tse Batlhokomedi ba di thapetseng go supa bolwetse gongwe go tlhomamisa bolwetse. Tshwetso ya ngaka gongwe dingaka tseo malebana le merero ya kalafi e tla nna ya makgaolakgang mme e tla tlama Modiratlaeimi/Badiratlaeimi.

12. Ditlhokego tsa tuelo

- 12.1 Go tla dira dintlhatheo tse di latelang mmogo le dintlhatheo dipe fela tse Batlhokomedi ba ka bonang go le maleba go di dirisa mo ditlhokegong tsa tuelo epe fela e e Batlhokomedi ba e duelang Badiratlaeimi ba ba nang le Tshiamelo:
- 12.1.1 go lebeletswe se se tlhalositsweng mo polelwaneng ya 12.1.6 fa tlase, ga gona tuelo ya mofuta ope e e tla dirwang go fitlha dikgwedi di le thataro morago ga letlha le Terasete e kwadisitsweng ka lona mme mo pakeng eo Batlhokomedi ba tla swetsa ka selekano sa tuelo ya ditshenyegelo le

mokgwa gongwe ditlhokego tsa ditsshenyegelo go ikaegilweng ka kgakololo ya boitseanape e e amogetseng gore go fitlhelwe Maikemisetsomagolo;

12.1.2 Modiratileimi yo o nang le Tshiamelo yo o setseng a dueletswe bolwetse jwa *asbestosis* gongwe go ruruga ga lethakgwafo mme a bo a fitlhelwa gape a na le bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose, gongwe Baikaegi ba motho yoo yo o setseng a tlhokafetse ka ntlha ya bolwetse jwa *mesothelioma* le/gongwe kankere ya makgwafo e e amanang le asebesetose, a ka dira kopo e nngwe gape ya tuelo e e kwa godimo e e amanang le bolwetse jwa *mesothelioma* gongwe kankere ya makgwafo e e amanang le asebesetose (fela go ya ka mabaka) mme, fa go ka fitlhelwa ditlhokego tsotlhe tsa go nna le tshiamelo, gona (go lebeletswe 11.2.2 malebana le Badiratileimi ba Baikaegi) o tla nna le tshiamelo ya go duelwa pharologano magareng ga tuelo e e kwa godimo (ka nako ya go dira kopo e nngwe) le tuelo e Modiratileimi yo o nang le Tshiamelo a e amogetseng ka ntlha ya bolwetse jo bo sa tsenelelang thata jo bo amanang le asebesetose. Mo mabakeng a kopo e nngwe gape ka fa tlase ga polelwana eno, Modiratileimi yo o nang le Tshiamelo ga a kitla a tlhoka go tlhagisa gape bosupi jwa kamano le lerole la asebesetose;

12.1.3 Batlhokomedi ba tla sekaseka tiro ya Terasete le dituelo tse e di dirileng mo sebakeng sa dingwaga di le 3 morago ga gore ba simolole go dira dituelo, ntle le dituelo tsa nakwana tsa badiratileimi ba bolwetse jwa *mesothelioma* le kankere ya makgwafo e e amanang le asebesetose. Fa tshekatsheko e ka pateletsa seno, ba ka duela gape batho ba ba setseng ba duetswe madi mangwe gore ba duele batho bao tuelo yotlhe mme e sa fete selekano se se beilweng. Tuelo e nngwe gape e tla nna go ya ka moo Batlhokomedi ba bonang ka teng mme ga go kitla go nna le sepe se se ba pateletsang go dira tuelo e nngwe gape le fa ba ka swetsa go oketsa dituelo morago ga moo;

12.1.4 kwa ntle ga ditlamelo tsa 12.1.2, 12.1.3, 12.1.6 le 12.1.7 dituelo tsotlhe e tla nna dituelo tsa gangwe fela sa madi a a kompa, mme Terasete ga e kitla e duela modiratileimi ope tuelo e e fetang bongwe;

- 12.1.5 dituelo tsotlhe tsa ditshenyegelo ka kakaretso tse di diuelwang ke Terasete di tla ikaega ka bokoa jwa go dira ga makgwafo:
- 12.1.5.1 mo mabakeng a bolwetse jwa *mesothelioma* le kankere ya makgwafo e e amanang le asebesetose, go tla tsewa gore bokoa jwa go dira ga makgwafo bo 100%;
- 12.1.5.2 mo mabakeng a bolwetse jwa *asbestosis* le go ruruga lethakgwafo, go tla lemogwa mefuta e mebedi ya bokoa jwa go dira ga makgwafo – bolwetse jo bo bakang gore go nne le bokoa jo bo magareng ga 10% le 40% le bolwetse jo bo bakang bokoa jwa go dira ga makgwafo jwa 40% gongwe go feta.
- 12.1.6 Go sa tlhokomologwe 12.1.1 fa godimo, le mo pakeng e e kailweng fano, motho yo o tshwerweng ke bolwetse jwa mesothelioma gongwe kankere ya makgwafo e e amanang le asebesetose, yo Batlhokomedi ba ikgotsofaditseng gore ke Modiratileimi yo o nang le Tshiamelo, o tla nna le tshiamelo ya go dira kopo ya tuelo ya pele ya madi go ya ka ditlhokego le go latela dipeelo tse di beilweng ke Batlhokomedi. Modiratileimi yo o nang le Tshiamelo yo o setseng a duetswe tuelo ya pele ya bolwetse jwa mesothelioma gongwe kankere ya makgwafo e e amanang le asebesetose, o tla duelwa tuelo ya tlaleletso fa go fitlheletswe ditlhokego tsotlhe tsa go nna le tshiamelo, mme yona e tla nna pharologano magareng ga se a tla bong a na le tshiamelo ya sona le tuelo ya ntlha e a setseng a e amogetse.
- 12.1.7 Batlhokomedi ba tla letlelelwa gore go ya ka moo ba bonang ka teng, ba dire dituelo tsa nakwana go sa ntse go emetswe tshwetso ka tleleimi, fela e nne mo mabakeng a ditlleleimi tsa badiratileleimi ba ba tshelang ba Batlhokomedi ba ikgotsofaditseng gore ba tshwerwe ke bolwetse jwa mesothelioma le/gongwe kankere ya makgwafo e e amanang le asebesetose, go ya ka ditlamelo tsa Sekano seno. Ga go kitla go dirwa tuelo epe ka fa tlase ga polelwana eno ntle le fela fa motho yo o amogelang tuelo a tshela ka letlha le tuelo e dirwang ka lona.
- 12.1.8 Batlhokomedi ba tla newa boitlhophelo jwa go dira jaaka ba bona, ba ntse ba ikaegile ka kgakololo ya boitseanape e ba e amogetseng, go dira tshwetso le go diragatsa dintlhatheo le/gongwe mokgwa le/gongwe

kelotefo ya dituelo tsa Badiratileimi ba ba nang le Tshiamelo tsa ditshenyegelo tsa kakaretso le tse di kgethegileng, fa fela e le gore dituelo tsa ditshenyegelo tse di kgethegileng di tla duelwa fela malebana le ditshenyegelo tsa kalafi le/gongwe tatlhegelo ya lotseno gongwe tlamelo. Batlhokomedi ba tla dirisa boitlhophelo jwa bona ka go dira dituelo tse di tlhomameng tse di akaretsang ditshenyegelo tsa kakaretso le tse di kgethegileng mme ba dira jalo gore seno se fitlhelwe ka tsela e e ikamanyang le Maikemisetsomagolo a Terasete.

12.1.9 Kwa ntle ga Badiratileimi ba ba nang le Tshiamelo ba ba tshwerweng ke bolwetse jwa mesothelioma le kankere ya makgwafo e e amanang le asebesetose, Batlhokomedi ba tshwanetse go aroganya dituelo malebana le ditshenyegelo tsa kakaretso le tse di kgethegileng, ba lebeletse, magareng ga tse dingwe:

12.1.9.1 dikamano tse dingwe le lerole la asebesetose (go tewa, go amana le lerole la asebesetose ntle le le le tswang kwa Tirong e e nang le Tshiamelo le/gongwe pele le/gongwe mo tsamaong le/gongwe morago ga Paka ya Tshiamelo ntle le fa, mo mabakeng a Badiratileimi ba Tiro, kamano eo e le kamano ya tikologo e e diragetseng fela go tswa kwa Tirong e e nang le Tshiamelo) ; le

12.1.9.2 malwetse a mangwe a makgwafo a a sa amaneng le asebesetose a a ka neng a nnile le seabe mo bokoeng jwa go dira ga makgwafo (go tewa, lehuba (TB), ditlamorago tsa go goga motsoko/*emphysema*, *silicosis* le a mangwe a a jalo).

12.1.10 Fa go arogangwa dituelo (jaaka go kailwe mo 12.1.9 fa godimo) go diragadiwa dintlha theo se di latelang (mmogo le dintlhatheo tse dingwe fela tse Batlhokomedi ba ka bonang di le maleba):

12.1.10.1 Seabe (se se tlhagisiwang jaaka peresente) se bolwetse bope fela jwa makgwafo jo bo sa amaneng le asebesetose bo nnileng le sona mo bokoeng jwa go dira ga makgwafo, se tla ntshwiwa mo tuelong nngwe le nngwe; le

12.1.10.2 Seabe (se se tlhagisiwang jaaka peresente ya kamano yotlhe), se kamano e nngwe le lerole ntle le go tswa kwa Tirong e e nang le

Tshiamelo e nnileng le sona mo bokoeng jwa go dira ga makgwafo se tla ntshiwa mo tuelong nngwe le nngwe.

- 12.1.11 Fa ba dira tuelo, Batlhokamedi ba tla ntsha madi ape fela a a setseng a amogetswe ke Modiratlaileimi yo o nang le Tshiamelo ka fa tlase ga ditlamelo tsa Molao wa Malwetse a mo Tirong mo Meepong le mo Ditirong (MMTMD) gongwe Molao wa Dituelo tsa Dikgobalo le Malwetse a mo Tirong (MDDMT) (gongwe motlhatlhami wa yona) go tswa mo ditshenyegelong tse di kgethegileng, gongwe go tswa mo mading a tuelo e e tlhomameng e e malebana le ditshenyegelo tse di kgethegileng. Gape Batlhokamedi ba tla ntsha go tswa mo ditshenyegelong tse di kgethegileng gongwe go tswa mo mading a tuelo e e tlhomameng e e malebana le ditshenyegelot se di kgethegileng, madi ape fela a a setseng a amogetswe ke Modiratlaileimi yo o nang le Tshiamelo e ka nna ka inšorensense, sekema sa kalafi gongwe dituelo dipe fela tsa kalafi tse di malebana le malwetse a a amanang le asebesetose le/gongwe kalafi ya ona, e ka nna ya bofelo gongwe e nngwe fela, e tleleimi e amanang nayo.
- 12.1.12 Fa Batlhokamedi ba duela Badiratlaileimi ba Baikaegi, ba tla ela tlhoko:
- 12.1.12.1 Ditshiamelo dipe fela tse baikaegi ba di amogetseng jaaka baamogeladitshiamelo, mme (jaaka mo 12.1.11) ba tla ntsha ditshiamelo tseno go tswa mo dituelong dipe tsa ditshenyegelo tse di kgethegileng gongwe go tswa mo mading ape fela a tuelo e e tlhomameng e e amanang le ditshenyegelo tse di kgethegileng;
- 12.1.12.2 dituelo tse di duetsweng moswi tsa bolwetse jwa *asbestosis* le/gongwe go ruruga lethakgwafo pele ga loso la gagwe; mme ba tla ntsha madi a tuelo eo e e dirilweng go tswa mo tuelong epe fela e Batlhokamedi ba ka swetsang gore e tshwanetse go duelwa Badiratlaileimi ba Baikaegi.
- 12.1.13 Batlhokamedi ba tla nna le dithata tsa go sekaseka mokgwa le/gongwe dikelotefo tsa ditshiamelo tsa dituelo tse di duelelwang Badiratlaileimi ba ba nang le Tshiamelo ditshenyegelo tsa kakaretso le tse di kgethegileng ka dipaka (mme e seke ya nna go feta gangwe ka ngwaga) le go ya ka tshekatsheko ya bona ya kgonagalo le boleng jwa ditleleimi mo isagong

mme, go ntse go lebeletswe botshelo jwa Terasete, ba ka baakanya mokgwa le/gongwe dikelotefo go ya jaaka go tla bo go le maleba. Go lebeletswe 12.1.3, paakanyo ya mokgwa le/gongwe kelotefo ga e kitla e busediwa kwa morago, mme Modiratlaileimi yo o nang le Tshiamelo yo o setseng a amogetse tuelo pele ga paakanyo eo ga a kitla a nna le tshiamelo ya tuelo e nngwe gape fa e le gore mokgwa le kelotefo di oketsa tuelo mme modiratlaileimi gape ga a kitla a patelesega go busetsa Terasete madi ape fa e le gore paakanyo eo e fokotsa kelotefo.

12.1.14 Go lebeletswe gore ditlamo tsa Gencor le/gongwe Gefco le/gongwe Msauli di tla bo di duetse Madi a tsona a Tuelo ya Tharabololo, Batlhokomedi ba tla netefatsa gore ga gona tuelo epe e e tla duelwang Modiratlaileimi yo o nang le Tshiamelo ntle le fa fela Modiratlaileimi yoo yo o nang le Tshiamelo a tlametse le go saena tumelano e e kwadilweng le maikano a go golola (mo foromong e e rebotsweng) lephata gongwe maphata (le ditlhopha tsa ona) a a duetseng. Go ya fela ka tshupo ya kgololo eo, kgololo e ka dirwa ka nngwe ya diforomo tse di latelang:

12.1.14.1 kgololo ya Gencor le Setlhopha sa Gencor (mametlelelo "A1");

12.1.14.2 kgololo ya Gencor, Setlhopha sa Gencor, Gefcor le Setlhopha sa Gefco (mametlelelo "A2");

12.1.14.3 kgololo ya Gencor, Setlhopha sa Gencor, Msauli le Setlhopha sa Msauli (mametlelelo "A3");

12.1.14.4 kgololo ya Gencor, Setlhopha sa Gencor, Gefcor le Setlhopha sa Gefco, Msauli le Setlhopha sa Msauli (mametlelelo "A4")

13. Maikarabelo mangwe a a totobaditsweng a Batlhokomedi

13.1 Batlhokomedi ba lemoga le go amogela gore Terasete e tlamiwa ke ditlhokego le dipeelo tsa Tumelano ya Tharabololo jaaka di amana le Terasete. Ntle le go fapoga go tswa mo kakaretsong eno:

13.1.1 morago fela ga gore Terasete e amogele madi ape fela a a tsentsweng mo go yona ke, gongwe mo boemong jwa Gencor (jaaka go dirilwe tlamelo ya seno mo Tumelanong ya Tharabololo), Terasete e tla duela NNS madi a a kana ka R11 495 000,00 gammogo le merokotso e e

tsetsweng ke madi ano go latela peeletso ya kabelo e e dirilweng mo akhaonteng e e kailweng mo Tumelanong ya Tharabololo;

13.1.2 morago fela ga gore Terasete e amogele madi ape fela a a tsetsweng mo go yona ke, gongwe mo boemong jwa Gefcor le/gongwe Hanova (jaaka go dirilwe tlanelo ya seno mo Tumelanong ya Tharabololo), Terasete e tla duela NNS madi a a kana ka R500 000,00 gammogo le merokotso e e tsetsweng ke madi ano go latela peeletso mo kabelong ya Gefco e e dirilweng mo akhaonteng e e kailweng mo Tumelanong ya Tharabololo. Morago fela ga gore Terasete e amogele madi ape fela a a tsetsweng mo go yona ke, gongwe mo boemong jwa Msauli le/gongwe ACA (jaaka go dirilwe tlanelo ya seno mo Tumelanong ya Tharabololo), Terasete e tla duela NNS madi a a kana ka R250 000,00 gammogo le merokotso e e tsetsweng ke madi ano go latela peeletso ya kabelong ya Msauli e e dirilweng mo akhaonteng e e kailweng mo Tumelanong ya Tharabololo;

13.1.3 fa peelo e e khutlisang tumelano e e kaiwang mo polelwaneng ya 3 ya Tumelano ya Tharabololo e sa diragale ka 30 Seetebosigo 2003, gongwe ka letlha le lengwe le go tla dumelanwang ka lona ke NNS le Gencor, e tla re mo sebakeng sa malatsi a le 5 go tloga ka letlha leo, Batlhokomedi ba neele Gencor le Setlhopho sa Gencor kgololo e e kwadilweng, e e gololang Gencor le/gongwe ditokololo tsa Setlhopho sa Gencor le go ba kaya ba ka seke ba amiwa ke ditshenyegelo dipe fela tse ba di itemogetseng malebana le dikgato tsa semolao tse mongwe gongwe bangwe ba baikaegi le/gongwe boswa jwa Kubari gongwe Lombaard gongwe Ncheyagae ba di tsayang kgatlhanong le tsona mmogo gongwe ka go farologana, le mo dituelong le/gongwe ditshenyegelo dipe tse di amanang le tseno, go akarediwa dituelo tsa tharabololo le/gongwe ditumelano tsa ditseleimi dipe tse baikaegi bao ba ka neng ba na natso;

13.1.4 fa peelo ya Gefco e e khutlisang tumelano e e kaiwang mo polelwaneng ya 5.1.1 ya Tumelano ya Tharabololo e sa diragale ka 15 Motsheganong 2003, (gongwe ka letlha le lengwe le go tla dumelanwang ka lona ke NNS le Gefcor), gongwe fa peelo ya Gefco e e khutlisang tumelano e e kaiwang mo polelwaneng ya 5.1.2 ya Tumelano ya Tharabololo e sa diragale ka 30 Seetebosigo 2003 (gongwe ka letlha le lengwe le go tla

dumelanwang ka lona ke NNS le Gefcor) e tla re mo sebakeng sa malatsi a le 5 go tloga ka letlha leo, Batlhokomedi ba neele Gefcor le Setlhophu sa Gefcor le Hanova kgololo e e kwadilweng, e e gololang Gefcor le ditokololo tsa Setlhophu sa Gefcor le Hanova le go ba kaya ba ka seke ba amiwa ke ditshenyegelo dipe fela tse ba di itemogetseng malebana le dikgato tsa semolao tse mongwe gongwe bangwe ba baikaege le/gongwe boswa jwa Kubari gongwe Lombaard gongwe Ncheyagae ba di tsayang kgatlhano le tsona mmogo gongwe ka go farologana, le mo dituelong le/gongwe ditshenyegelo dipe tse di amanang le tseno, go akarediwa dituelo tsa tharabololo le/gongwe ditumelano tsa ditlleleimi dipe tse baikaege bao ba ka neng ba na natso;

13.1.5 fa peelo ya Msauli e e khutlisang tumelano e e kaiwang mo polelwanoeng ya 7.1.1 ya Tumelano ya Tharabololo e sa diragale ka 15 Motsheganong 2003, (gongwe ka letlha le lengwe le go tla dumelanwang ka lona ke NNS le Msauli), gongwe fa peelo ya Msauli e e khutlisang tumelano e e kaiwang mo polelwanoeng ya 7.1.2 ya Tumelano ya Tharabololo e sa diragale ka 30 Seetebosigo 2003 (gongwe ka letlha le lengwe le go tla dumelanwang ka lona ke NNS le Msauli) e tla re mo sebakeng sa malatsi a le 5 go tloga ka letlha leo, Batlhokomedi ba neele Msauli le Setlhophu sa Msauli le ACA kgololo e e kwadilweng, e e gololang Msauli le ditokololo tsa Setlhophu sa Msauli le ACA le go ba kaya ba ka seke ba amiwa ke ditshenyegelo dipe fela tse ba di itemogetseng malebana le dikgato tsa semolao tse mongwe gongwe bangwe ba baikaege le/gongwe boswa jwa Kubari gongwe Lombaard gongwe Ncheyagae ba di tsayang kgatlhano le tsona mmogo gongwe ka go farologana, le mo dituelong le/gongwe ditshenyegelo dipe tse di amanang le tseno, go akarediwa dituelo tsa tharabololo le/gongwe ditumelano tsa ditlleleimi dipe tse baikaege bao ba ka neng ba na natso;

13.1.6 morago fela ga go amogela Kitsiso ya Dithulaganyo tse di Amanang (jaaka lereo leo le tlhalosiwa mo Tumelanong ya Tharabololo), go tla gololwa maphata a a amegang le go a kaya a ka seke a amiwa ke melato gongwe ditshenyegelo dipe fela tse di itemogetsweng ke ona gongwe mongwe wa ona, fela jaaka go tla bo go le maleba, malebana le dikgato tsa semolao le/gongwe ditumelano tsa tharabololo le/gongwe

- ditumelano tsa dikgato tseo, jaaka go tlhalosiwa ka botlalo mo polelwaneng ya 12 ya Tumelano ya Tharabololo;
- 13.1.7 Terasete e tla amogela, lebelela le go rebola ka moo go amogelesegang ka teng, kopo epe fela e e dirwang ke Gencor gore go duelwe Tleleimi epe fela ya Tsosoloso (jaaka e tlhalosiwa mo Tumelanong ya Tharabololo). Gore go tilwe pelaelo, thebolo ya Terasete e tla tlhokega fa fela tuelo e tlhoka gore go dirisiwe matlole (gongwe karolo ya ona) a a mo akhaonteng ya tsosoloso ya madi a a buseditsweng (jaaka e tlhalosiwa mo Tumelanong ya Tharabololo).
- 13.2 Terasete e tla amogela le go lebelela fela ditheleimi tsa tuelo se di dirilweng ke motho ope fela fa motho yoo a sena go tlatsa le go saena foromo ya go dira kopo e mo go yona mokopi a dumelanang gore, magareng ga tse dingwe:
- 13.2.1 fa go dirilwe tuelo, o tla saena tumelano le maikano a a saenilweng a kgololo mo go nngwe ya dimametlelelo tsa "A1" go ya go "A4" fela jaaka go tla bo go le maleba (jaaka go kailwe ka botlalo mo polelwaneng ya 12.1.4 ("**Peelothoko**"));
- 13.2.2 tshwetso ya dingaka le/gongwe phanele ya bongaka e e thapilweng ke Terasete malebana le merero yotlhe ya kalafi e e amanang le kopo, e tla nna ya makgaolakang mme e tla tlama mokopi;
- 13.2.3 fa go ka nna le kgotlhang magareng ga mokopi le Terasete malebana le kopo eno, katlholo ya Terasete le/gongwe tshwetso e e dirilweng malebana le kopo le/gongwe dituelo dipe tse di dirilweng gongwe di sa dirwa ke Terasete go latela kopo eo, kgotlhang eo e tla swediwa ka tsereganyo go ya ka ditlamelo tsa polelwana ya 23 ya Tumelano ya Tharabololo ka dipaakanyo tse di tlhokegang.
- 13.3 Batlhokomedi ba lemoga le go amogela gore Terasete ke moemedi yo o thapilweng ke Gencor, Gefco le Msauli gore e amogele ditshiamelo tse di fetisediwanang mo ditlamong tseo le go ya ka peelothoko le gore ba patelesega mme e bile ba tla saena (le go amogela mo boemong jwa tsona) peelothoko eo morago ga go tlatsa le go saena foromo ya kopo, fela jaaka go tlhalositswe ka botlalo mo polelwaneng ya 13.2.

14. Diporojeke tsa Loago

Diperesente di le lesome tsa morokotso o o tsalang mo dipeeletsong tsa Terasete o tla rebolwa, ka tshwetso ya Batlhokomedi fela, go tswelletsa le go tshegetsatsa diporojeke le mananeo a a akaretsang, fela e se fela a:

- 14.1 thibelo ya malwetse a a amanang le asebesetose;
- 14.2 tlamelo le/gongwe katoloso ya tshegetso e e seng ya tšhelete go batho ba ba tshwerweng ke malwetse a a amanang le asebesetose; le
- 14.3 tlamelo ya tshedimosetso le ditirelo tsa kgakololo go batho le malapa a batho ba ba amilweng ke malwetse a a amanang le asebesetose, batlhokomedi le dingaka.

KAROLO YA IV: Merero e mengwe

15. Molao o o Laolang

Sekano seno se tla laolwa le go tihalogangwa le go ranolwa go ya ka melao ya Repaboliki ya Aforika Borwa.

16. Karolego

Polelwana nngwe le nngwe ya Sekano seno e ka arolega, mme nngwe ya ntshiwa mo go e nngwe, mme fa polelwana nngwe e fitlhelwa e na le phoso gongwe e sa kgone go dirisiwa ke kgotlatshekelo e e nang le bokgoni ka ntlha ya lebaka lepe fela, gona go tla dirisiwa dipolelwana tse di setseng mme di tla tswelletsatsa go dirisiwa jalo.

17. Dikarolo

Sekano seno se ka diragadiwa ka dikarolo tse di farologaneng mme dikarolo tseo tsotlhe mmogo di tla tsewa e le sediriswa se le sengwe fela.

E saenilwe kwa ka 2013.

Mosupi: wa **Gencor Limited**

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Yo o rebolang tetelelo ya gagwe

E saenilwe kwa ka 2013.

Mosupi: wa **Griqualand Exploration and Finance Company Limited**

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Yo o rebolang tetelelo ya gagwe

E saenilwe kwa ka 2013.

Mosupi: wa **Msauli Asbes Beperk**

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Yo o rebolang tetelelo ya gagwe

E saenilwe kwa ka 2013.

Mosupi: wa **Motlhokomedi wa ntlha – Maitland Trust Limited**

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Yo o rebolang tetelelo ya gagwe