

Allan Reid

Director



Allan Reid is a Director in our Corporate & Commercial practice. He previously served as Joint Head of the Mining & Minerals sector. Allan has extensive experience in mining and minerals law, intellectual property law, mergers and acquisitions, aviation law and private equity deals.

About Allan

Allan began his career as a Candidate Attorney at Solomon and Nicholson, where he was subsequently promoted to an Associate. He then joined Slomowitz Myburgh Cawood and Brits as an Associate and was later promoted to Director. He was one of the founding partners of Smuts and Reid before joining Savage Jooste and Adams in 1997 as head of their Corporate, Commercial and Intellectual Property department. In February 2008 Allan joined Cliffe Dekker (now Cliffe Dekker Hofmeyr) as a Director.

Credentials

Education

- BProc LLB, University of the Witwatersrand
- Year of admission as an attorney: 1985
- Registered with the Legal Practice Council

Experience

• Sibanye-Stillwater

Represented Lonmin in Sibanye-Stillwater's all-share offer. Under the terms of the deal, Sibanye-Stillwater acquired the entire issued of Lonmin. The deal was effected by means of a scheme of arrangement between Lonmin and the Lonmin shareholders under Part 26 of the UK Companies Act.

• Anglo American Platinum

Advised Anglo American Platinum in regard to the reported Proposed Transaction Kabeljou and its Platinum Review.

• BHP Billiton

Advised BHP Billiton on the disposal by bidding process of certain of its non-core coal rights.

Contact Allan

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Expertise

[Corporate & Commercial Law](#)

[Environmental Law](#)

[Mining & Minerals](#)

[Mergers & Acquisitions](#)

[Industrials, Manufacturing & Trade](#)

[Insurance Law](#)

Location

Johannesburg

Language

English

Afrikaans

- **Platinum Group Metals and Platinum Group Metals**

Represented Platinum Group Metals and Platinum Group Metals (RSA) in their sale, with Japan Oil, Gas & Metals National Corporation (JOGMEC) of 15 per cent of their shareholding in Waterberg JV Resources (Pty) Limited to Impala Platinum Holdings Ltd (Implats). Additionally, Implats was granted a Purchase & Development Option to increase its interest in Waterberg JV to up to 50.01 per cent. Under the terms of the deal Implats can purchase an additional equity interest from JOGMEC, earning into the remaining interest by making a firm commitment to an expenditure of US\$130 million in development work, with a right of first refusal to smelt and refine Waterberg Project ore.

- **Drafted submissions**

Drafted submissions to the Minister of Mineral Resources on the Draft Mineral and Petroleum Resources Development Bill, 2012.

- **Hitachi**

Represented Hitachi in negotiations with a Canadian mining company and a consortium of nine international financiers for the supply of fleets of equipment for a new Zambian copper mine.

- **Government of Cuba**

Represented numerous international companies in regard to patent, design and trademark registrations, including para-statal of the Government of Cuba in regard to the Cuban cigar trademarks

- **Private equity**

Acted in a private equity deal take-over and restructuring of a major Canadian food company.

- **Bakgatla-Ba-Kgafela Tribe**

Advised numerous financial institutions with regard to funding of mining projects and security interests. Acting for Bakgatla-Ba-Kgafela Tribe in the restructuring of the Bakgatla-Ba-Kgafela Tribe's various platinum group metal interests and the acquisition and consolidation of additional mining and beneficiation interests, valued R2,6 billion.

- **Lonmin Plc**

Advising Lonmin Plc on equity capitalization coupled with a debt restructuring of the senior and revolving term facilities and mining right issues, valued US\$ 800 million.

- **Platinum Group Metals Ltd**

Advising Platinum Group Metals Ltd on drafting written submissions to Department of Mineral Resources and presentation to Department on the Draft Mineral and Petroleum Resources Development Bill.

- **PPC Company Limited**

Advising PPC Company Limited on the acquisition by PPC and Industrial Development Corporation (IDC) of a shareholding in an Ethiopian lime company; relationship agreement between PPC and IDC, valued US\$30 million.

- **Interplay Trading**

Advising Interplay Trading on the disposal by Interplay and joint venture partners of prospecting right to Ruukki SA subsidiary, including all regulatory executions, registrations, valued R30 million.

- **Sekoko Resources (Pty) Limited**

Advising Sekoko Resources (Pty) Limited on sale of shares in listed Australian entity, share acquisition/joint venture participation by Seychelles company in Sekoko Coal; funding and group restructuring advice; funding undertaking obligation, valued at AUS\$ 29 million; funding obligations AU\$400 million.

- **Lonmin**

Acting on behalf of Lonmin in opposition to DMR grant of prospecting rights for associated minerals to a third party over Lonmin mining areas.

- **Platinum Group Metals Ltd**

Acting on behalf of Platinum Group Metals Ltd, Canada on new share issues, legal opinions, prospectus, valued at CAN\$180 million.

- **Platinum Group Metals**

Acting for Platinum Group Metals in regard to its vending of rights into a new operating entity, including regulatory, funding and mining right issues, valued in excess of R1,29 billion.

- **Makana**

Disposal of Makana's interest in Vlakplaats coal reserves to a consortium led by Continental Coal, valued at R180 million.

- **Village Main Reef Limited**

Advised Village Main Reef Limited on the acquisition of the majority of the Simmer & Jack Mining assets, valued at R1,2 billion.

- **China African Precious Metals**

Advised China African Precious Metals on the acquisition by Hong Kong subsidiary of SSC Mandarin Group of the assets of Orkney Gold Mine from the liquidators of Pamodzi Gold, valued at R150 million.

- **Village Main Reef**

Acquisition by Village Main Reef from DRDGold of Blyvooruitzicht mine, valued at R150 million. Advised on the R30 million acquisition by Village Main Reef Gold Mining from To The Point 74% stake in Consolidated Murchison Mine.

- **Platinum Group Metals Ltd**

Acting for Platinum Group Metals Ltd and Platinum Group Metals (RSA) (Pty) Limited in the USD 74 million disposal of the Maseve Mine to Royal Bafokeng Platinum.

- **ArcelorMittal S.A. and ArcelorMittal Sourcing SCA**

Represented ArcelorMittal S.A. and ArcelorMittal Sourcing SCA, the Luxembourg-based global steel group, in the disposal of their 50% stake in Kalagadi Alloys (Pty) Limited and their interests in a manganese off-take agreement to Kgalagadi Alloys, with funding from the African Development Bank and Industrial Development Corporation of South Africa.

News

[Residue stockpiles and residue deposits: Making sense of the amendments maze](#)

A notice for proposed amendments to the 2014 Environmental Impact Assessment (EIA) Regulations (EIA Regulations) and associated 2014 EIA Listing Notices 1, 2 and 3 (Listing Notices) pertaining to, inter alia, residue stockpiles and residue deposits, was published for comment by the Minister of Forestry, Fisheries and the Environment on 4 August 2023 (2023 Notice).

[Does an indirect change of control by means of a rights issue or otherwise require section 11 consent in terms of the MPRDA?](#)

The Mineral and Petroleum Resources Development Act 28 of 2002 (MPRDA) provides for the Minister of the Department of Mineral Resources and Energy (DMRE) (Minister) to consent to the transfer of prospecting and mining rights, including the transfer of a "controlling interest" in companies or close corporations that hold such rights.

[Where to from here? Considerations following the 2023 MPRDA Review Summit regarding the objects of transformation policy](#)

The Mineral and Petroleum Resources Development Act 28 of 2002 (MPRDA), which came into force on 1 May 2014, was a revolution in South Africa's regulation of mineral resources, specifically with regards to the exploitation of minerals, the vesting of custodianship in the minerals to the state in order to ensure equitable access to mineral and resources, and for ensuring the expansion of opportunities to historically disadvantaged persons.

[Can further foreign direct investment be attracted by easing the limitations on mining exploration in South Africa?](#)

It is well documented that South Africa is rich in mineral resources such as gold, platinum-group metals, base metals and diamonds, however, exploration and prospecting to uncover the deposits of these and other unrealised minerals is seriously subdued.

[Is equitable access into the mining industry ensured?](#)

South Africa's economy expanded by 1,6% in the third quarter of 2022, according to the Stats SA GDP outlook published on 6 December 2022, and the mining industry increased its economic output by 2,1%, maintaining its status as one of the main contributors to the country's GDP and employment. With this in mind, the questions to be asked are: What are the current barriers to entry? Is the industry exclusionary or accessible for small business entrepreneurs and historically disadvantaged communities looking to participate in the mining industry? What mechanisms/systems are in place to ensure transformation within the mining industry?

Videos

[Allan Reid appeared on CNBC's Power Lunch](#)

Director Allan Reid appeared on CNBC's Power Lunch and discussed how the Mining Charter III has impacted mining deals in South Africa.

[Allan Reid discussed how the Mining Charter III has impacted mining deals in SA.](#)

Director and Head of Mining & Minerals, Allan Reid, appeared on eNCA's Moneyline. During his interview with Motheo Khoaripe, Allan discussed how the Mining Charter III has impacted mining deals in South Africa.

[Allan Reid elaborates about the 10th anniversary of the Mining Charter](#)

Allan Reid, Sector Head of Mining and Minerals elaborates about the 10th anniversary of the mining charter.

Podcasts

[Allan Reid discusses what the New Mining Charter and the implications it will have on the sector](#)

Allan Reid joined Classic Business Breakfast with Moneyweb to discuss what the New Mining Charter and the implications it will have on the sector.

[Allan Reid speaks on the state of mining and mining transactions in South Africa](#)

Corporate and Commercial Director and Head of Mining and Minerals sector, Allan Reid, joined Michael Avery on Classic FM where he discussed the factors impacting mining and mining deals in South Africa.

[All news by Allan Reid →](#)

Recognition

- Chambers Global
 - Chambers Global 2017–2024 ranked Allan Reid in Band 2 for energy & natural resources: mining.
 - The Legal 500 EMEA 2020–2023 recommended him as a leading individual for mining. From 2011–2019, it recommended him for mining.
 - Allan Reid was ranked as a leading lawyer by Who's Who Legal: Mining 2019. Allan was named a Leading Lawyer by Who's Who Legal: Mining for 2018.