

APPENDIX E₄

List of comments received

Hanlie Stander

From: Ordain Riba <oriba.denc@gmail.com>
Sent: 02 September 2019 12:51 PM
To: Hanlie Groenewald
Subject: Cemetery DBA Comments
Attachments: APPLICATION FORM FOR ENVIRONMENTAL AUTHORISATION.-07 April 2017.docx;
BA REPORT - April 2017.docx

Dear Hanlie

The Department has reviewed your application form and the Draft BA and has the following comments about the reports.

Application form

1. Please take note the Department has a new EIA application forms which were developed to accommodate the 2017 EIA amendments, please use them (See attached forms).
2. The proposed development sites belongs to more than one land owner, please include consent use letter or proof of notice for the plot not belonging to the applicant
3. Print your Maps and layouts in color noting all the different sensitive receptors
4. The Department is of the opinion that activity 28 of GNR 327 does not apply to your proposed development, please remove it or revert to us with an argument supporting why you believe it applies.

Draft Basic Assessment

1. Please take note the Department has a new EIA BA form which was developed to accommodate the 2017 EIA amendments, please use it (See attached form)
2. All Maps in the report should be in color for better visuals
3. The assigned heritage specialist must write a report or a letter indicating he has done a site inspection and has found the site without any sensitive receptors AND this report must be send to SAHRA for commenting.

Thank you again for giving the Department and opportunity to comment.

Kind regards

Please confirm receipt of this email

Ordain Riba
Environmental Officer
Directorate: Impact Management

Postal Address:

Northern Cape Department of Environment and Nature Conservation
Private Bag x 6102
Kimberley
8300

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Northern Cape Department of Environment and Nature Conservation
Provincial Building (First Floor)
Corner of Rivier & Nelson Mandela Road
Upington
8800

060 991 4817 (Preferred)
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40809 Kakamas Cemetery

Our Ref:



an agency of the
Department of Arts and Culture

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South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
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Enquiries: Natasha Higgitt
Tel: 021 462 4502
Email: nhiggitt@sahra.org.za
CaseID: 14256

Date: Friday September 27, 2019
Page No: 1

Final Comment

In terms of Section 38(4), 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Kail Garib Municipality

Private Bag X6
KAKAMAS
8870

A Phase 1 Heritage Impact Assessment was carried out for two new cemetery developments, namely the proposed expansion of an existing cemetery onto Erf 431, Kakamas, that also includes an alternative site located on the adjacent Erf 1376, as well as a new cemetery located on Erf 1654 Kakamas.

MDA Town & Regional Planners, Environmental & Development Consultants has been appointed by the Kail Garib Municipality to conduct an Environmental Authorisation (EA) Application for the proposed development of a new cemetery and the expansion of an existing cemetery at Kakamas, Northern Cape Province.

A draft Basic Assessment Report (dBAR) has been submitted in terms of the National Environmental Management Act, no 107 of 1998 (NEMA) and the NEMA Environmental Impact Assessment (EIA) Regulations. The proposed development will include the construction of an access road, pre-excavation of grave plots, removal of vegetation, a perimeter fence and additional access roads.

Palaeo Field Services have been appointed to provide heritage specialist input as part of the BAR process as required by section 24(4)b(iii) of NEMA and section 38(3) and 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA).

Rossouw, L. 2019. Phase 1 Heritage Impact Assessment for the new cemetery development on Erf 431 and Erf 1654, Kakamas NC Province.

The proposed development areas are underlain by unfossiliferous igneous rocks of the Kakamas Terrane that are mantled by superficial deposits of the Kalahari Group. They are not expected to contain significant palaeontological resources. No heritage resources were identified within the proposed project area. No recommendations are provided.

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A Chance Finds Procedure is provided in the Environmental Management Programme (EMPr).

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Final Comment

The following comments are made as a requirement in terms of section 3(4) of the NEMA Regulations and section 38(8) of the NHRA in the format provided in section 38(4) of the NHRA and must be included in the Final BAR and EMPr:

- 38(4)a – The SAHRA Archaeology, Palaeontology and Meteorites (APM) Unit has no objections to the proposed development;
- 38(4)b – The recommendations of the specialists and the heritage mitigation measures in the EMPr are supported and must be adhered to. No additional specific conditions are provided for the development;
- 38(4)c(i) – If any evidence of archaeological sites or remains (e.g. remnants of stone-made structures, indigenous ceramics, bones, stone artefacts, ostrich eggshell fragments, charcoal and ash concentrations), fossils or other categories of heritage resources are found during the proposed development, SAHRA APM Unit (Natasha Higgitt/Phillip Hine 021 462 5402) must be alerted as per section 35(3) of the NHRA. Non-compliance with section of the NHRA is an offense in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)c(ii) – If unmarked human burials are uncovered, the SAHRA Burial Grounds and Graves (BGG) Unit (Thingahangwi Tshivhase/Mimi Seetelo 012 320 8490), must be alerted immediately as per section 36(6) of the NHRA. Non-compliance with section of the NHRA is an offense in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)d – See section 51(1) of the NHRA;
- 38(4)e – The following conditions apply with regards to the appointment of specialists:
 - i) If heritage resources are uncovered during the course of the development, a professional archaeologist or palaeontologist, depending on the nature of the finds, must be contracted as soon as possible to inspect the heritage resource. If the newly discovered heritage resources prove to be of archaeological or palaeontological significance, a Phase 2 rescue operation may be required subject to permits issued by SAHRA;
- The Final BAR and EMPr must be submitted to SAHRA for record purposes;
- The decision regarding the EA Application must be communicated to SAHRA and uploaded to the SAHRIS Case application.

Should you have any further queries, please contact the designated official using the case number quoted above in the case header.

Yours faithfully

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Natasha Higgitt
Heritage Officer
South African Heritage Resources Agency

Phillip Hine
Manager: Archaeology, Palaeontology and Meteorites Unit
South African Heritage Resources Agency

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/527833>
(DENC, Ref:)

Terms & Conditions:

1. This approval does not exonerate the applicant from obtaining local authority approval or any other necessary approval for proposed work.
2. If any heritage resources, including graves or human remains, are encountered they must be reported to SAHRA immediately.
3. SAHRA reserves the right to request additional information as required.

No further comments were received to date.

Any additional comments received will be forwarded to NC DENC.