



**KWAZULU-NATAL
AMAFA AND RESEARCH
INSTITUTE**

*THE KZN PROVINCIAL HERITAGE
RESOURCES AUTHORITY*

APPLICATION FORM J

Ref/Amafa ID:

File Ref:

EIA no:

Date Received:

Filter Com Recommendation:

Comment date:

**APPLICATION IN TERMS OF THE SECTION 41 OF THE KWAZULU-NATAL
AMAFA AND RESEARCH INSTITUTE ACT (5/2018) AND THE NATIONAL
HERITAGE RESOURCES ACT (SECTION 38) FOR COMMENT ON THE
PROPOSED DEVELOPMENT OF A SITE**

PLEASE NOTE IT IS AN OFFENCE IN TERMS OF THE KWAZULU-NATAL HERITAGE ACT, 2008 TO MAKE ANY FALSE STATEMENT OR FAIL TO PROVIDE REQUIRED INFORMATION IN THIS APPLICATION ([Detach and Consult the attached guidelines before completing this form](#)) THE ONUS IS ON THE APPLICANT TO ENSURE THAT THE CURRENT APPLICATION FORM IS USED. APPLICATIONS ON NON-COMPLIANT FORMS WILL NOT BE PROCESSED

ALL APPLICATION FORMS, DEVELOPMENT PROPOSALS, PHOTOGRAPHS, MOTIVATION, AND PROOF OF PAYMENT ARE TO BE UPLOADED TO THE SAHRIS SYSTEM (www.sahra.org.za). A hard copy must also be delivered to 195 Langalibalele Street, Pietermaritzburg, 3201 OR posted to Box 2685, Pietermaritzburg, 3200. In the case of a failure of the sahris system the application can be emailed to archaeology@amafapmb.co.za and bernadetp@amafapmb.co.za.

A. DEVELOPMENT DETAILS

1. PROJECT TITLE:

Application for a stockpiling area over a portion of the Remaining Extent of the farm Elands Spruit No 5523, uThukela Magisterial District of KwaZulu-Natal Province.

2. PROJECT DESCRIPTION:

Background Information:

Raubex KZN (Pty) Ltd (hereafter referred to as RBX-KZN) holds a mining permit (DMRE ref no: KZN 30/5/1/3/2/10518 MP) to mine aggregate from a 4.9 ha area on the Remaining Extent of the farm Elands Spruit No 5523, uThukela District. The RBX-KZN permit will be valid until February 2023 (upon renewal).

Subsequently, Raubex Construction (Pty) Ltd (hereafter referred to as the "Applicant") identified the need for a mining permit for dolerite from the above mentioned 4.9 ha area, to secure the resource for a SANRAL tender for the upgrade of the N11 that borders the farm to the east. The Applicant entered into an agreement with RBX-KZN to apply for the proposed mining permit over the current mining permit area of RBX-KZN. The mining permit application will be submitted to the Department of Mineral Resources and Energy (DMRE) for their consideration.

Project Description:

In addition to the mining permit application that will be submitted to the DMRE, the Applicant also proposes to establish an area for stockpiling and crushing (if needed) of the material that is mined at the quarry, on 10 hectares of the abovementioned property. The establishment of the stockpiling area needs a (separate) environmental authorization to be approved by the Department of Economic Development, Tourism and Environmental Affairs (EDTEA) (separate application than the DMRE one).

The infrastructure to be used on site will all be of temporary and mobile nature. Containers will be used for office and storage purposes, a weigh bridge will be established (temporary), and the existing farm roads will be used to gain access to the site. The storage of fuel (if any) will be below the threshold of the NEMA EIA listed activities. No water will be abstracted from the proposed stockpile area, and the plant will be powered with generators. The ablution facilities will be chemical toilets that will be serviced by registered suppliers. The office and storage containers, weigh bridge and ablution facilities will most likely be placed at the entrance to the site, while the crushing equipment will be of mobile nature, moving around the site as needed.

During the site establishment phase the applicant will clear the topsoil from the stockpiling area to allow the stockpiling of the material. Upon stripping, the topsoil will be stockpiled along the boundaries of the area to be used during the rehabilitation phase. The material will then be transported from the quarry into the stockpile area where it will be screened/crushed if needed and stockpiled until removed from site. It is anticipated that the material will be used as fill material at a SANRAL road rehabilitation project of the N11 national road. The landowner currently uses the earmarked area for grazing purposes.

An Eskom power line passes the earmarked area to the west. The nearest pylon of the power line is ±175 m from the stockpile area. The Collings pass road (±680 m) and the N11 national road (±20 m) passes the proposed site respectively on the western and eastern sides. The proposed stockpiling site is ±110 m from a residential dwelling to the southwest and ±800 m from an earthen dam of the landowner (north-west). A drainage line with associated wetland area was identified within 500 m of the proposed area.

In summary, this application is for a stockpiling area for dolerite material on a 10 ha portion of the abovementioned property.

3. EXTENT OF THE SITE:	±100 000	m2	10	ha
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EXTENT OF THE DEVELOPMENT AREA (m2): **4.9 ha (±49 000 m²)**

GPS CO-ORDINATES: (Decimal format only)

SOUTH: EAST:

- | | |
|-----------------------|-------------------|
| A. -28.366730° | 29.947535° |
| B. -28.367982° | 29.950871° |
| C. -28.369735° | 29.950399° |
| D. -28.369169° | 29.945555° |

1:50 000 SHEET no: T2829BD (1:20 000)	1:10 000 SHEET no: T2829 BD (1:10 000)
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B. PROPERTY DESCRIPTION:

Name of property: Elands Spruit	Title Deed No. T22070/2007
Erf/Lot/Farm No: 5523	GPS Co-ordinates Refer to above coordinates
Street Address: N/A	

Local Municipality Alfred Duma Local Municipality	District Municipality uThukela DM
Traditional Authority Area N/A	
Current zoning Agriculture	Present use Grazing

C. DEVELOPMENT TYPE:					
1. DECISION REQUIRED IN TERMS OF SECTION s41(1) (tick the appropriate box/boxes)					
Linear Development/Barrier exceeding 300m in length e.g. road, pipe/power line, trench, canal or wall					N/A
Other similar form of linear development/barrier exceeding 300m in length					N/A
Construction of a bridge or similar structure exceeding 50m in length					N/A
Any development exceeding 5 000m ² in extent or any other category of development provided for in regulations					X
Any other activity which would change the character of an area of land or water exceeding 10 000m ² in extent					X
Any development involving three or more existing erven or sub-divisions thereof					N/A
Any other activity involving three or more existing erven or sub-divisions thereof					N/A
Any development or other activity involving three or more existing erven or sub-divisions thereof which have been consolidated within the past 5 years					N/A
Any development or other activity the costs of which will exceed a sum set out in the regulations					N/A
Re-zoning of a site exceeding 10 000m ²					N/A
2. DEVELOPMENTS THAT TRIGGER OTHER LEGISLATION (NEMA, ENVIRONMENTAL CONSERVATION ACT, MINERALS ACT, ETC)					
RESPONSE REQUIRED IN TERMS OF s41(8) (tick the appropriate box/boxes)					
BID		BAR	X	EIA	N/A
EMP	X	WULA	To be confirmed	MPRDA	X
OTHER (describe)					

D. IMPACT ON HERITAGE RESOURCES:	
To your knowledge would the Development impact on any known heritage resources protected in terms of the KZN Amafa and Research Institute Act (5/2018), or is the development located in the vicinity of any of the above? If yes, the Heritage Practitioner must create a site on sahris pinpointing the position of the heritage resource/s discovered. (tick the appropriate box/boxes below)	
s37 - Structures or part thereof that can reasonably be expected to be over 60 years of age	No
s38 - Graves of victims of conflict,	No
s39 - Informal and private burial grounds (traditional graves or graves outside of a formal cemetery e.g. a farm cemetery that are over 60 years of age).	No
s40 - Battlefield sites , archaeological sites, rock art sites, palaeontological sites, historic fortifications, ruins over 100 years old, meteorite or meteorite impact sites and any objects or ecofacts associated therewith	No
s42 - Protected areas (is the site within a known protected area?)	No
s43 - Specially protected heritage resources are listed in Schedule of Heritage Resources	No

s44 - Heritage Landmarks including the site on which they are situated	No
s45 - Provincial Landmarks and the site on which they are situated (state owned)	No
s46 - Graves of members of the Royal Family listed in Schedule of Heritage Resources	No
s47 - Battlefield site, public monument or memorial listed in the Schedule of Heritage Resources and any public monument defined in the NHRA and protected in terms of Section 37 of the NHRA, & Section 47 of the KZN Amafa and Research Institute Act (5/2018)	No
s49 - Artefacts, or collections thereof on which Heritage Object status has been conferred	No


E. CONTACT DETAILS

1. APPLICANT'S DETAILS (OWNER OF PROPERTY)	
NAME Mr PF Oosthuizen	
POSTAL ADDRESS	
N/A	POST CODE 3370
TEL 073 226 7045	FAX/EMAIL N/A
DECLARATION BY OWNER	
I, <u>Christine Fouché</u>	
(full names of owner/person authorized to sign on behalf of the owner) undertake strictly to observe the terms, conditions, restrictions, by-laws and directions under which the KZN Amafa and Research Institute may issue the comment to me.)	
 Signature _____ (signed on behalf of the Applicant) _____	
Place <u>Bloemfontein</u> Date <u>26 July 2022</u>	


2. DELEGATED AUTHORITY (The name of the person authorized to act on behalf the applicant where the owner is a company, trust, or institution – Power or Attorney/proof of authorization to be attached)

NAME Christine Fouché	
TEL 021 851 2673 / 082 811 8514	FAX/EMAIL 086 546 0579

3. DEVELOPER'S DETAILS

NAME(Company/institution/individual) Raubex Construction (Pty) Ltd	
POSTAL ADDRESS	
P.O. Box 66192, Highveld	POST CODE 0169
TEL 031 700 6411	FAX 086 236 5670
CELL 082 461 5206	EMAIL gary.c@raubex.com
 SIGNATURE (Signed on behalf of the Applicant)	DATE 26 July 2022

4. CONSULTANT'S DETAILS

NAME(Company/institution/individual) Greenmined Environmental (Pty) Ltd	
POSTAL ADDRESS	
Suite 62, Private Bag X15, Somerset West	POST CODE 7129
TEL 021 851 2673	FAX 086 546 0579
CELL 082 811 8514	EMAIL Christine.f@greenmined.co.za
SIGNATURE 	DATE 26 July 2022

F. SUBMISSION FEE: R800.00 (subject to annual increment on the 1 April)

The submission fee is payable to the **KZN Amafa and Research Institute** by bank deposit/internet banking (EFT) and proof of payment must be submitted with the application.

ACCOUNT DETAILS:

ABSA BANK: Branch: ULUNDI Bank Code: 630330
Account in the name of **AMAF A KWAZULU-NATALI**
Account No. 40-5935-6024
USE SAHRIS ID AS REFERENCE

G. PUBLIC PARTICIPATION: (Contact details of Interested and Affected Parties Consulted - written opinion to be attached to form and drawings to be signed by I & A P. See Guidelines)

Name **The public participation process will be conducted as part of the EIA (basic assessment) process and proof thereof will be included in the Basic Assessment Report (BAR) that will be forwarded to AMAFA for their perusal and commenting.**

Telephone _____ Fax _____

H. CHECKLIST OF DOCUMENTATION SUBMITTED

HARD COPY APPLICATION FORM (COMPLETED & SIGNED BY OWNER, DEVELOPER & CONSULTANT)	X
APPLICATION FORM UPLOADED TO SAHRIS	X
MOTIVATION	In process will form part of the BAR
SITE PHOTOGRAPHS/CASE IMAGES	Refer to NID
1:50 000 MAP & SATELLITE AERIAL VIEW	X
KML FILE MAP	Uploaded to SAHRIS
SITE PLAN SHOWING ALL FEATURES & HERITAGE RESOURCES	N/A
DEVELOPMENT PLAN SHOWING ALL FEATURES & HERITAGE RESOURCES SUPERIMPOSED THEREON	X

PROOF OF PROFESSIONAL ACCREDITATION (e.g. copy of accreditation card/certificate)	N/A
PROOF OF PUBLIC PARTICIPATION	In process will form part of the BAR
ENVIRONMENTAL IMPACT ASSESSMENT	In process will form part of the BAR
HERITAGE IMPACT ASSESSMENT	To be confirmed
CONSENT LETTER FROM THE OWNER	In progress
LETTER OF APPOINTMENT OF CONSULTANT	X
PROOF OF PAYMENT OF SUBMISSION FEE (EFT/BANK DEP/AMAFA CARD)	X

KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE

THE KZN PROVINCIAL HERITAGE RESOURCES AUTHORITY
(accredited in terms of the National Heritage Resources Act)

GUIDELINES FOR THE PREPARATION OF APPLICATIONS FOR COMMENT FROM THE PROVINCIAL HERITAGE RESOURCES AUTHORITY ON DEVELOPMENT PROPOSALS IN TERMS OF SECTION 41 OF THE KZN AMAFA & RESEARCH INSTITUTE ACT (5 OF 2018) AND THE NATIONAL HERITAGE RESOURCES ACT (SECTION 38). Please detach from the form before submission

NOTE: The provisions of s38 of the NHRA have been incorporated verbatim into s41 of the **KZN AMAFA & RESEARCH INSTITUTE ACT (5 OF 2018)**.

APPLICATION FORMS

All applications must be made on the relevant official application form and must be accompanied by the relevant supporting documentation.

- A. DEVELOPMENT DETAILS:** Describe the proposed development and motivate and motivate the need and desirability for such a development. Details must be given of the work to be carried out – do not merely refer to the documents submitted.
- B. PROPERTY:** Include the name of the development where applicable. The FARM NAME is the key information and is used as a tracking device in the filing system. Where development is in an urban area the street address is key and if several street numbers apply to the site, all the numbers must be included.

GPS CO-ORDINATES: The KZN Amafa and Research Institute only accepts GPS coordinates in decimal format. Other formats may be provided in addition to the decimal format but not to the exclusion of the decimal format.

- C. DEVELOPMENT TYPE:** development applications are made either in terms of: s41(1) – check the list under C 1 – or s41(8) – check the list under C 2.
- D. HERITAGE RESOURCES:** Identify any heritage resources uncovered through initial scoping or through the Heritage Impact Assessment. Create a site on the step/page 1 of the application on sahris and pinpoint the positions of the resources on the google map provided. When heritage resources have been found the Institute will require that a Heritage Impact Assessment is carried out by a practitioner registered with the Institute and accredited to carry

out such assessments. When appointing the Heritage Practitioner stipulate that the HIA must be uploaded to the application on sahris and that a hard copy must be provided to the Institute.

NB: Section 39 of the KZN Amafa and Research Institute Act (5/2018) has been brought in line with the NHRA and limits the protection of traditional graves to those over 60 years of age.

- E. CONTACT DETAILS:** full contact details of all major players in the development are required.
DECLARATION: The owner must sign the form and any accompanying documentation and must consent to submissions by a third party/agent.
- F. A SUBMISSION FEE** – a service fee determined by the Council of the Institute is payable on submission of all applications. **THE APPLICATION WILL NOT BE REGISTERED AS SUBMITTED IF THE PROOF OF PAYMENT IS NOT ATTACHED. USE THE SAHRIS CASE ID AS THE REFERENCE.**
- G. PUBLIC PARTICIPATION:**
WHERE GRAVES ARE PRESENT COMMUNITY CONSULTATION MUST BE CARRIED OUT AND EVERY EFFORT MADE TO LOCATE AND CONSULT THE FAMILIES OF THE DECEASED PRIOR TO SUBMISSION OF THIS APPLICATION.
The applicant will be notified of the level of public participation required and will have to bear the costs thereof. Neighbours, Ward Councillors, Traditional Leaders and Heritage Groups should be consulted in the case of demolition/destruction applications.

DOCUMENTS REQUIRED IN SUPPORT OF THIS APPLICATION

All documentation submitted is retained for record purposes and interested and affected parties may apply to view the documentation.

- 1. SUPPORTING DOCUMENTATION: Only Heritage Practitioners registered with the Institute may compile the HIA and related supporting documentation. Permits will require their overseeing the work. Where architectural drawings are required, they must be authored by SACAP registered professionals.**
 - 1.1. PHOTOGRAPHS OF EXISTING FEATURES, STRUCTURE/S ARCHAEOLOGICAL REMAINS, GRAVES, ETC AND THEIR SURROUNDINGS:**
Photographs that clearly illustrate the features of the affected site relevant to the application must be submitted.
 - 1.2. SITE PLAN:** The site plan must be drawn in accordance with the approved surveyor's diagram of the site and must show: scale; the north point; the erf/property/farm number of the site; the location of the site and any structures on it in relation to surrounding roads, buildings and other features; existing buildings, structures, and pools on the site (coloured grey or uncoloured); proposed work (coloured red) and buildings or portions of buildings proposed for demolition (in dotted lines); and the extent of the declared area (in the case of a proclaimed property). Heritage resources must be clearly marked on the plan.
 - 1.3. KML MAP FILE AND AERIAL OR SATELLITE VIEWS OF THE SITE** that clearly illustrate the features of the affected site relevant to the application must be submitted.
 - 1.4. 1:50 000 MAP OF THE SITE** that clearly illustrates the features of the affected site relevant to the application must be submitted.
 - 1.5. ENVIRONMENTAL IMPACT ASSESSMENT** where required the EIA must be compiled in accordance with standards set out in regulations under the environmental legislation.
 - 1.6. HERITAGE IMPACT ASSESSMENTS** must be submitted where any Heritage Resources are found. These reports must comply with the standards set out by the South African Heritage Resources Agency (go to www.sahra.org.za to download the standards) and may only be compiled by practitioners who have registered their accreditation for this work with the Institute. If the HIA is not submitted with the application, the Institute will notify the applicant of the need to submit an HIA if there is reason to believe that heritage resources will be affected by the development.
- 2. SUBMISSION OF APPLICATIONS:** Application forms can be downloaded from www.heritagekzn.co.za – look under the “Permits” tab - download forms – Form J. Electronic submissions must be uploaded to the sahris system operated by the South African Heritage Resources Agency www.sahra.org.za. The application must also be submitted in hard copy delivered to 195 Langalibalele Street, Pietermaritzburg, 3201 OR posted to Box 2685,

Pietermaritzburg, 3200. In the case of a failure of the sahris system the application can be emailed to archaeology@amafapmb.co.za and bernadetp@amafapmb.co.za.

When submitting on sahris note that you must still check Section 38 under the case type and KZN – Amafa for the Provincial Heritage Resources Authority.

The applicant is the “owner” and the Assessor is the “Consultant” and the correct fields must be completed.

The Consent Letters allowing a developer to act on behalf of the owner or the Consultant to upload the case to sahris must be placed in the correct boxes which are blocked from public view.

The proof of payment must also be loaded to the designated box to prevent members of the public obtaining banking details, etc from the document.

3. **PROCESSING OF APPLICATIONS:** applications are processed in the order in which they are received, except during the December/January holiday break. The Institute will receipt the application and alert the applicant to any missing information within 2 weeks of submission. Allow 90 days for processing of complex applications as these may be submitted to external reviewers. Lobbying of external reviewers will disqualify the application. Written responses to applications will be uploaded to sahris. The application will not be responded to telephonically or via email unless the sahris system is not operating.

<p>*PLEASE NOTE: INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED. Allow 90 days from the receipt of all required documentation</p>
