

**From:** Lionel cass <lionelcass@yahoo.com>

**To:** "JLAVIN@sahra.org.za" <JLAVIN@sahra.org.za>, "afourie@mostertlaw.com" <afourie@mostertlaw.com>, "jrpg@polsons.co.za" <jrpg@polsons.co.za>, "kabakker@telkom.net" <kabakker@telkom.net>, "rogercfisher@me.com" <rogercfisher@me.com>, "Vik.Cogho@optimumcoal.com" <Vik.Cogho@optimumcoal.com>, "Riaan.DuPlooy@optimumcoal.com" <Riaan.DuPlooy@optimumcoal.com>

**Date:** Thursday - April 25, 2013 6:01 PM

**Subject:** Fw: KWAGGA NORTH PROJECT

----- Forwarded Message -----

**From:** Lionel cass <lionelcass@yahoo.com>  
**To:** Johan Minnaar <minnaarj@yahoo.com>  
**Sent:** Thursday, April 25, 2013 5:59 PM  
**Subject:** Fw: KWAGGA NORTH PROJECT

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**From:** Benjamin Moduka <BModuka@mpg.gov.za>  
**To:** henk@gravesolutions.co.za  
**Cc:** lionelcass@yahoo.com  
**Sent:** Thursday, April 25, 2013 5:04 PM  
**Subject:** KWAGGA NORTH PROJECT

Attention: Wouter Fourie

Kindly note that we have received the copy of the Kwaggafontein Heritage Impact Assessment and wish to make the following points:

\* The Mpumalanga Heritage Resources Authority(MHRA) supports recommendations by both Prof. Roger Fisher and Prof. Van Vuuren that further studies need to be undertaken on the property. The MHRA further aligns itself to the recommendations made by Jena Lavin of the South African Heritage Resources Agency on this project.

\* Kindly also note that I have had a meeting with Mrs. Cass, owner of the farm, who as far as our meeting went, is against any destruction of structures on her property as the family regard the property as family heritage. This is over and above the fact that the structures seem to be well over 60 years old and as such automatically protected in terms of the NHRA 25 of 1999. It is my understanding that heritage authorities do not decide on what is/ or not heritage. We provide guidance, assess, grade and protect resources in terms of the guidelines provided for in the Act.

\* Therefore, kindly note that if the Cass family believe that this development will destroy their heritage, we as the Authority or anybody, may not take that away from them lest we are prepared for litigation.

\* Should there be a different agreement other than the present situation, kindly be informed that the MHRA can only process permit applications in terms of section 34, provided the owner of property and the planning authority/municipality, have signed letters of consent and the permit application as required by the MHRA Permit Regulations.

Hope you will find the above in order.

I thank you.  
Regards,  
Benjamin Moduka: MHRA