

05 February 2015

Ms Mimi Seetelo

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437 Paul Kruger Street

Ditsong National Museum of National History, Pretoria



Pages: 8

Dear Ms M Seetelo

URGENT REQUEST FOR THE RELOCATION OF THE REMAINS OF 58 GRAVES FROM THE FARMS BOSHMANSFONTEIN 12 IS, MPUMALANGA

BACKGROUND INFORMATION

Our company has been appointed by Glencore South Africa (Pty) Ltd to affect the relocation of 58 graves located in a cemetery on the farm Boshmansfontein 12 IS, Mpumalanga.

DESCRIPTION OF CEMETERY

The details of this cemetery and graves are as follows:

- Cemetery TOP 33

This cemetery is situated on the farm Boshmansfontein 12 IS near Ogies, Mpumalanga Province and contains 58 graves. The GPS Coordinates are 26° 3'6.81"S; 29°10'24.69"E. Currently these graves are located within an active mining pit and went unnoticed due to the overgrown vegetation and trees that surround them. Some of the graves are marked but there are no legible names on the graves. The cemetery was cleared with a bush cutter and the graves formally identified and numbered.

Despite the placement of site notices and an exhaustive social consultation process, no persons have come forward with any further information about who the next of kin are or how to contact them. Therefore, despite our exhaustive attempts to identify and contact the family, we have no further information regarding these graves, including sex, age at death, date of death and relocation cemetery. As per best practice, it is proposed that these 58 graves be relocated to the closest municipal cemetery, which is Kromdraai Cemetery.

LOCATION OF GRAVES

The cemeteries, which are affected by mining activities, are situated on the farm Boshmansfontein 12 IS (refer Annexure A) and are located in the Tweefontein Optimization Project (TOP) area at the following coordinates:

- TOP 33 - 26° 3'6.81"S; 29°10'24.69"E

PERMITS AND PERMISSIONS

We are also in the process of applying for permits and permissions from the following institutions:

- The Mpumalanga Provincial Department of Health. Note that we need a letter of permission from your office before we can submit this application.
- The South African Police Services were informed of the proposed relocation. They will be informed of the date of relocation at least 7 days in advance.

PROJECT INFORMATION

This cemetery is adversely impacted on by the expansion of coal mining by Glencore Coal. We have conducted an intensive process of social consultation in order to identify the buried individuals and to obtain requests for exhumation and re-interment from the affected families. This process commenced on Tuesday, 9 September 2014 with the erection of bilingual (English and isiZulu) site notices at the cemetery. Bilingual (isiZulu and English) newspaper notices were published in the Daily Sun on 6 August 2014 and Witbank News on Tuesday, 29 August 2014.

Extensive social consultation processes have been under way in the immediate mining area since November 2011. The methodology followed in terms of this consultative process comprised the following:

- Identification of persons who may have resided in the study area by speaking to elderly people who have lived within the surroundings of the study area all their lives.
- During conversations with these individuals leads may have been forthcoming of families or individuals who used to reside within the study area.
- Our social consultant followed up each of the leads, to ascertain whether these individuals could have graves buried within the study area.

As a result of the social consultation process the following results were achieved:

- TOP 33
Of the 58 graves located here, none have been positively identified or claimed by its next of kin.

Overall none of the total 58 graves have been positively identified by the affected families. The low identification rate can be ascribed to the age of the affected cemeteries and the fact that most of the affected families moved out of the area in the 1970's.

To clarify matters we have allocated the affected graves to the following categories:

Graves older than 100 years (Section 35 of Act 25 of 1999):	None
Graves older than 60 years (Section 36 of Act 25 of 1999):	None
Graves of victims of conflict (Section 36 of Act 25 of 1999):	None
Graves of individuals of royal decent (Section 36 of Act 25 of 1999):	None
Graves younger than 60 years that are located outside a registered cemetery (Ordinance 7 of 1925, Section 36 of Act 25 of 1999, Ordinance 12 of 1980):	0
Graves identified by the next of kin but of which the date of death is presently unknown	0
Presently unknown graves/possible graves(Section 36 of Act 25 of 1999):	58
Total	58

REBURIAL OF REMAINS

It would be preferred that the unidentified graves be reburied in the closest municipal cemetery, which is Kromdraai Municipal Cemetery.

REQUEST

In light of the aforementioned information we hereby respectfully apply for permission to:

1. Exhume the remains in the 58 affected graves;
2. Rebury the remains in the cemeteries as set out above.

Martins Funerals (Emalahleni) will be responsible for the handling and reburial of the exhumed human remains.

Please do not hesitate to contact me if you need any additional information (my cell phone number is 083-570-1722).

Yours sincerely,



Stephany van der Walt

Project Administrator

Tel: 012 332 5305

Cell: 083 570 1722

ADDENDUM A – Locality Plans

ADDENDUM B – Site Notices

ADDENDUM C – Newspaper Notices

ADDENDUM D – Radio Notices

ADDENDUM E – Register of Identified Graves

ADDENDUM F – Family request forms

ADDENDUM A – Locality Plans



2013-09-09

NOTICE: MITIGATION OF AFFECTED HUMAN REMAINS IN GRAVES

Notice is hereby given that:

On behalf of Xstrata Coal South Africa; Tweefontein Complex, PGS Heritage and Martins Funerals (Emalahleni)

intend applying in terms of Section 35 and 36 of the National Heritage Resources Act (Act 25 of 1999); as well as the Mpumalanga Cemeteries, Crematoria and Exhumation of Bodies Act, 2005 (Act 8 of 2005) as well as the relevant local regulations;

to the:

Provincial Administration of the province in which the graves are located,

the South African Heritage Resources Agency (SAHRA) or their legislated provincial agency

and the relevant local municipality

for approval to exhume and re-inter in a local cemetery, or to mitigate by other means, the remains of graves buried at this location:

The human remains will be exhumed from their current place of burial and reburied in a new location *as per* the request of the deceased's families. All persons and communities descendant from the buried individuals, all persons and communities by tradition concerned with the graves or any person or communities with an interest in the graves are invited to participate in the process and must forward their contact particulars to the address listed below within 60 days of the date of this notice:

Mr Lucas Masango

or

Mr Shorty Mcgina

PGS Heritage

082 589 1069

PO Box 32542, Totiusdal, 0134

Tel: 012 332 5305

Cell: 073 613 9432

Fax: 086 675 8077

E-mail: stephany@gravesolutions.co.za

Reference: TOP 33

2013-09-09

ISAZISO: UKUNGENELELA EZINSALELENI ZEZIDUMBU EZISEMATHUNENI

Lapha kukhishwe isaziso sokuthi:

I-PGS Heritage ne Martins Funerals (Emalahleni) bemele i Xstrata Coal South Africa (Tweefontein Complex)

Bahlose ukufaka isicelo ngokwemigomo yeSigaba 35 neSigaba 36 soMthetho owaziwa ngele-National Heritage Resources Act (uMthetho, nombolo-25 wangonyaka-1999);Mpumalanga Cemeteries, Crematoria and Exhumation of Bodies Act, 2005 (Act 8 of 2005) kanjalo nazo zonke izimiso ezifanele zakuleyo ndawo; *ekuphathweni kweSifundazwe, yisifundazwe amathuna akuso, iSouth African Heritage Resources Agency (SAHRA) noma iziko eligunyaziwe yisifundazwe kanjalo nomasipala ofanele wakuleyo ndawo*, ukuthola imvume yokumba izinsalela zamathuna angcwatshwe kulendawo:

Lamathuna azothinteka ngokuthi ambiwe asuswe kulendawo akuyo njengamanje izinsalela zawo zingcwatshwe kabusha kwindawo entsha ngokwesicelo nokuvumelana nemindeni ethintekayo. Bonke abantu, umphakathi othintekayo noma ohlobene ngokwesiko kanye nezizukulwane zabantu abangcwatshwe kulendawo bayamenywa ukuba babambe iqhaza kulokhu nokuthi kumele balethe imininingwane yabo yokuxhumana kulelikheli elingezansi **ezinsukwini eziyi-60 kusukela osukwini olukulesi saziso:**

Mr Lucas Masango

or

Mr Shorty Mgcina

PGS Heritage

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PO Box 32542, Totiusdal, 0134

Tel: 012 332 5305

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Reference: TOP 33

**2014-08-06
NOTICE: MITIGATION OF AFFECTED
HUMAN REMAINS IN GRAVES**

Notice is hereby given that:

On behalf of Xstrata Coal South Africa; Tweefontein Complex, PGS Heritage and Martins Funerals (Emalahleni) intend applying in terms of Section 35 and 36 of the National Heritage Resources Act (Act 25 of 1999); the Mpumalanga Cemeteries, Crematoria and Exhumation of Bodies Act, 2005 (Act 8 of 2005), the National Health Act (Act 61 of 2003) as well as the relevant local regulations; to the: Provincial Administration of the province in which the graves are located, the South African Heritage Resources Agency (SAHRA) or their legislated provincial agency and the relevant local municipality for approval to exhume and re-inter in a local cemetery or to mitigate by other means the remains of approximately 605 graves buried at the following farms: TOP 33 – contains 30 graves on Boshmansfontein 12 IS farm, near Ogies, Mpumalanga Province. GPS Coordinates: 26° 3'6.81"S, 29°10'24.69"E. The human remains will be exhumed from their current place of burial and reburied in a new location as per the request of the deceased's families. All persons and communities descendant from the buried individuals, all persons and communities by tradition concerned with the graves or any person or communities who has an interest in the graves are invited to participate in the process and must forward their contact particulars to the address listed below within 14 days of the date of this notice: Mr Lucus Masango, 073 613 9432 or Mr Shorty Mgcina 082 589 1069
PGS Heritage
PO Box 32542, Totiusdal, 0134
Tel: 012 332 5305
Fax: 086 675 8077

2014-08-06

**2014-08-06
NOTICE: MITIGATION OF AFFECTED
HUMAN REMAINS IN GRAVES
ISAZISO:**

Lapha kukhishwa isaziso:

Kumelwe ngokuhlanganyela abe Xstrata Coal South Africa esendaweni yase Tweefontein Complex, PGS Heritage kanye ne Martins Funerals (Emalahleni) Bahlose ukufaka isicelo semvume ngokomthetho we sigaba 35 no 36 we National Heritage Resources Act No 25 of 1999 Umthetho kaZwelonke wamaGugu eSizwe wasigaba 25 wango 1999); the Mpumalanga Cemeteries and Exhumation of Bodies Act 8 of 2005 (Umthetho wesiFundazwe saseMpumalanga ongamele amangcwaba nemizimba ekuwo wesigaba 8 wango 2005) kanye ne National Health Act 61 of 2003 (Umthetho wezempilo kaZwelonke wesigaba 61 ka 2003) kanye neminye imithetho nezinqubo zikahulumeni wendawo; Esibhekiswe ; Kuhulumeni ongamele isifundazwe lapho kuna lawo mangcwaba athintekayo; iziko likazwelonke elingamele amagugu esizwe elaziwa nge South African Heritage Resources Agency (SAHRA) noma iziko eligunyazwe yibo elisezingeni lesifundazwe noma ezingeni likamasipala wendawo ukuze kutholwe imvume negunya lokumba kususwe kuphindwe kungcwatshe kabusha emangcwabeni endawo imizimba alinganiselwa ku 605 ethunwe kulamapulazi alandelayo: TOP33: kunamangcwaba angu 30 epulazani elazingawa nge Boschmansfontein 121 IS, dzuzane ne Ogies, esifundazweni saseMpumalanga. GPS Coordinates: 26° 3'6.81"S, 29°10'24.69"E. Amathambo nezinsalela zemizimba yabantu ezithunwe kulendawo kuhlangozwa ukuthi imbiwe ingcwatshe endaweni entsha eqokwe ngokwesicelo nokuvumelana nemindeni eyizizukulwane zalabo abangasekho. Bonke abantu nemiphakathi ehlobene noma eyizizukulwane zalabo abangcwatshe kulendawo noma abasiko linye abathintekayo bayamenywa ukuba babambe iqhaza kuluhlelo oluhlongozwayo. Bayacelwa ukuba bathumele imininingwano yabo yokuxhumana kulelikheli elingezansi zingakapheli izinsuku ezingu 14 kusukela ekukhishweni kwalesaziso: Mr Lucus Masango, 073 613 9432 or Mr Shorty Mgcina 082 589 1069
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NOTICE: MITIGATION OF AFFECTED GRAVES/ HUMAN REMAINS

Notice is hereby given that:
On behalf of Xstrata Coal South Africa; Tweefontein Complex, PGS Heritage and Martins Funerals (Emalahleni) intend

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TOP 33 - contains 30 graves on Boschmansfontein 12 IS farm, near Ogies, Mpumalanga Province, GPS Coordinates: 28° 3' 6.81"S, 29° 10' 24.69"E.

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wasigaba 61 ka 2003) kanye neminye imithetho nezinqubo zikahulumeni wendawo; Esibhekiswe ; Kuhlulumeni ongamele isifundazwe lapho kuna lawo mangcwaba athintekayo; iziko likazwelonke elingamele amagugu esizwe elaziwa nga South African Heritage Resources Agency (SAHRA) noma iziko eligunyazwe yiBo elisazingeni lesifundazwe noma ezingeni likamasipala wendawo ukuze kutholwe imvume negunya lokumba kususwe kuphindwe kungcwatshe kabusha emangcwabeni endawo imizimba alingeniselwa ku 605 ethurwe kulamapulazi elandelayo: TOP33: kunamangcwaba angu 30 epulazani elazingawa nge Boschmansfontein 12 IS, duzane ne Ogies, esifundazweni saseMpumalanga.GPS Cordinates: 28° 3' 6.81"S, 29° 10' 24.69"E Amathambo nezinsalela zemizimba yabantu ezithunwe kulendawo kuhlongozwa ukuthi imbiwe ingcwalsiwe endaweni entsha eqokwe ngokwesicelo nokuvumelana nemindeni eyizizukulwane zalabo abangasekho. Bonke abantu nemiphakathi ehlobene noma eyizizukulwane zalabo abangcwatsiwe kulendawo noma abasiko linye abathintekayo bayamenywa ukuba babambe iqhaza kuloluhlelo oluhlongozwayo. Bayacelwa ukuba bathumele imininingwano yabo yokuxhumana kulelikheli elingezansi zingekapheli izinsuku ezingu 14 kusukela ekukhishweni kwalesaziso: Mr Lucas Masango, 073 613 9432 or Mr Shorty