

**The Rectification of the failure to obtain prior approval for work at 153 Florida Road,
Windermere, Durban**

Letter

**IN TERMS OF SECTION 34(1) OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF
1999) AND SECTION 37 OF THE KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE ACT
(ACT 05 OF 2018)**

Attention: Nicolas Costa Sofilas

652 Musgrave Road
Essenwood
Durban
4001

Condonation of the building works of 2016 without approval.

We acknowledge receipt of your application for a permit to carry out work on the above property. The KZN Amafa and Research Institute (the Institute) reviewed the application on the 4 MAY 2023.

Please be advised as follows:-

- (1) The Institute was unable to consider the merits of the application as the work had already commenced, alternatively, has been completed;
- (2) As a result, a permit cannot now be issued;
- (3) We would like to draw your attention to the fact that your failure to obtain a permit prior to the commencement of the work, is in contravention of the provisions of the KwaZulu-Natal Amafa and Research Institute Act (5 of 2018), and as such is a criminal offence for which you may be prosecuted;
- (4) However, the Institute has decided to condone your failure to obtain a permit, as required, on condition that the work was conducted strictly in accordance with **Stefano Vatteroni Architects drawing nos CS 101, 102, 103, 108, 113 & 301, dated 2023/04/28, received by the Institute on 03 MAY 2023**, and that all the work shown on the application is completed within a calendar year of the date of this letter. The proposal for signage must be submitted under a separate application.
- (5) Prior written approval from the Institute is required for any deviation to the approved plans.



KWAZULU-NATAL
AMAF A
& RESEARCH INSTITUTE

HERITAGE IDENTIFICATION, MANAGEMENT & PROTECTION

Enquiries: Ros Devereux

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Date: Thursday May 04, 2023

CaseID: 19734

**Our Ref: SAH22/19734 & 21/356,
SAH22/19734 & 22/225**

(6) No legal action will be instituted against you in this instance.

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

Yours faithfully

Ros Devereux
Head: Built Environment Section
KwaZulu-Natal Amafa and Research Institute

Mxolisi Dlamuka
Head of Secretariat and Administration
KwaZulu-Natal Amafa and Research Institute

ADMIN:

Direct URL to case: <https://sahris.sahra.org.za/node/606251>