

Retail development on Portion 12, Gledhow Mount No. 1983, KwaDukuza Local Municipality

Final Decision

**IN TERMS OF SECTION 38 OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999)
AND SECTION 41(1) OF THE KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE ACT (ACT
05 OF 2018)**

Attention: Confluence Strategic Development (Pty) Ltd

32 KLOOF VIEW ROAD
COWIES HILL
3610

uShukela Milling (Pty) Ltd are the landowners of Farm Gledhow No. 1983 located within the KwaDukuza Local Municipality, iLembe District. Farm Gledhow 17461 is 168.2 hectares in extent and is in the process of being subdivided. The greater property is currently zoned Agriculture 1 with portions of the farm still being used for sugarcane farming. RSPG Dev Co. (Pty) Ltd, on behalf of the landowner, propose to construct a retail development on a 10-hectare portion of Farm Gledhow No. 1983. The new portion where the retail development is proposed is on Portion 12 of Farm Gledhow No. 1983. The retail development will consist of anchor stores, smaller retail outlets, parking bays and internal road network. The total footprint of the proposed development is approximately 6-hectares

The Heritage Officers Committee meeting considered your application on 16 November 2022. It was noted that the project area is in the process of subdivision, 10 hectare portion will be rezoned from Agricultural to Retail use, development take place within 32m from a watercourse, and it falls within moderate fossils sensitivity area, therefore, a Desktop Palaeontological Study was undertaken.

Desktop study indicated that the site is in the moderately fossiliferous Pietermaritzburg Formation. However, the study area has been disturbed by cultivation activities for years, which makes it impossible to find any fossil in the soil. It was also noted that fossils may occur in the shales of early Permian Pietermaritzburg Formation under ground.

The committee resolved **not to object project to the proposed development** given a Fossil Chance Find Protocol mitigation measures by Jean Beater (author of Desktop Heritage Assessment) is **adhered to** should there be heritage finds.

The developer is also required to adhere to the following standard conditions:

STANDARD CONDITIONS

1. The KwaZulu-Natal Amafa and Research Institute should be contacted if any heritage objects are identified during earth-moving activities and all development should cease until further notice.
2. No structures older than sixty years or parts thereof are allowed to be demolished, altered, or extended without a permit from the KwaZulu-Natal Amafa and Research Institute.
3. Under no circumstances may any heritage material be destroyed, inundated, collected, or removed from the site unless under the direction of the KwaZulu-Natal and Amafa Research Institute and a heritage specialist.
4. Should any remain, that could potentially be human remains be found on-site, the South African Police Service (SAPS) should be contacted, and the KwaZulu-Natal Amafa and Research Institute must be notified immediately. No SAPS official may disturb or exhume such remains, without the necessary permission from the KwaZulu-Natal Amafa and Research Institute.
5. No activities are allowed within 50m of a site that contains rock art.
6. Sources of all-natural materials (including topsoil, sands, natural gravels, crushed stone, asphalt, etc.) must be obtained in a sustainable manner and in compliance with the heritage and environmental (NEMA) legislation.

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

Yours faithfully



Sphephelo Dube
Heritage Officer
KwaZulu-Natal Amafa and Research Institute



Mxolisi Dlamuka



HERITAGE IDENTIFICATION, MANAGEMENT & PROTECTION

Enquiries: Sphephelo Dube

Email: sphephelo.dube@amafainstitute.org.za

Tel: 033 394 6543

Date: Wednesday November 16, 2022

CaseID: 19984

Our Ref: SAH22/19984

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

ADMIN:

Direct URL to case: <https://sahris.sahra.org.za/node/608406>

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 the Institute immediately.
3. The Institute reserves the right to request additional information as required.