

**28 Balmoral Drive**

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## 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: Luis Coelho

#### **Alterations and additions, Erf lot 1167 : 28 Balmoral Drive, Durban North, KwaZulu-Natal.**

The application was tabled for a second time on the 19th of July 2023 for perusal by the Heritage Officers' Committee Meeting. The decision was made that the erf did not include significant heritage features worthy of conservation.

We acknowledge receipt of your application for a permit to carry out work on the above property on the 12 July 2023, however more documents were needed to make a final decision. The KZN Amafa and Research Institute (The Institute) reviewed the application on the 19th of July 2023.

Please be advised as follows: -

- (1) Section 37(1) of the KZN Amafa and Research Institute Act (5/2018) requires that prior approval be obtained for work on buildings that are, or can reasonably be expected to be, over 60 years of age.
- (2) The work that was carried out without approval was carried out at a time when the building was not over 60 years of age. Therefore, no permit was required from the heritage authority at the time the work was carried out.
- (3) The building is now over 60 years of age and the formal approval from the heritage authority is required to comply with the provisions of the heritage legislation.
- (4) The proposed work did not impact on the heritage value or conservation worthiness of the property which the Institute has graded as not conservation worthy.
- (5) Provided that the work has been carried out strictly in accordance with drawing number: **033 06 2023, May 2023, drawn by Micelle van Breemen, received by The Institute on the 19th of July 2023**, the Institute has no objection to the regularisation of the work that was carried out on this

property before it turned 60 years of age.

(6) **Prior written approval from The Institute is required for any deviation to the approved plans.**

Please note that the above property contains a structure(s) protected in terms of the KwaZulu-Natal Amafa and Research Institute Act (5 of 2018), and a permit must be obtained prior to any work being conducted on the property in the future. Failure to do so is a criminal offence punishable by a term of imprisonment or a fine, or both. The property may also be forfeited to the state or a moratorium may be placed on any development thereon.

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

Yours faithfully



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Celeste Rossouw  
Senior Heritage Officer: Rock Art  
KwaZulu-Natal Amafa and Research Institute



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

**ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/619911>



KWAZULU-NATAL  
**AMAF A**  
& RESEARCH INSTITUTE

## HERITAGE IDENTIFICATION, MANAGEMENT & PROTECTION

Enquiries: Celeste Rossouw

Email: celrossouw@gmail.com

Tel: 033 394 6543

Date: Friday July 21, 2023

CaseID: 21804

**Our Ref: SAH23/21804 & 23/103**

### 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.

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