



Acaciaville Urban Housing development

Our Ref: SAH20/13529

Enquiries: Bernadet Pawandiwa
Tel: 033 394 6543
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CaseID: 13529

Date: Tuesday November 03, 2020
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Final Comment

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

Attention: Patrick Addo

PO Box 1978
Pietermaritzburg
3200

The Alfred Duma Municipality intends to undertake a housing development at Accaciaville. The development involves construction of houses and the installation of water borne pipelines as well as sewer lines. The development was initiated several years ago prior to the development of environmental management guidelines and as a result no environmental impact assessment was undertaken. However, in order to ensure that the development considers proper management of the environment during construction, Nature and Development Group of Africa (NDG-Africa) was requested to undertake an Environmental Impact Assessment (EIA) and obtain an Environmental approval by which construction impacts on the environment would be managed. In terms of the Naional Environmental Management Act 107 of 1998 and the regulations governing environmental planning of December 2014 and 2016 as amended, the social, cultural and biophysical diversity of the environment and, attributes require assessment. Nature and Development Group of Africa is conducting an Environmental Impact Assessment as part of the overall planning process for the development.

Thank you for the opportunity to comment on your case.

The heritage practitioner, Mr. Magoma, noted a burial ground that is located within the development footprint. although it is separated by a service road the probability of impact on the burial area is high. Furthermore, it is located within the 25 meter buffer zone required for any heritage resource's protection within a development footprint. The heritage practitioner guidelines on p.44 of the HIA that must therefore be strictly adhered to.

The following is required for the development to continue:



1. Public participation is required to ensure that the community is notified of the development and that the descendants are found/notified.
2. A heritage practitioner must supervise earth moving activities to ensure that no heritage resources, known or unknown, is damaged or destroyed.
3. A Heritage management plan must be produced before development takes place to ensure the effective managing of all heritage resources located within the development footprint.

The KwaZulu-Natal Amafa and Research Institute therefore have no objection to the development.

You are also required to adhere to the below-mentioned standard conditions:

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 and Amafa Research Institute.
3. Under no circumstances may any heritage material be destroyed or removed from site unless under direction of the KwaZulu Natal and Amafa Research Institute and a heritage specialist.
4. Should any remains be found on site that is potentially human remains, the South African Police Service (SAPS) should also be contacted. No SAPS official may disturb or exhume such remains, without the necessary permission from the KwaZulu Natal and Amafa Research Institute.
5. No activities are allowed within 50m of a site, which 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 legislation.

Failure to comply with the requirements of the National Heritage Resources Act and the KwaZulu Natal Amafa and Research Institute Act could lead to legal action being instituted against the applicant.



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

Yours faithfully

Bernadet Pawandiwa
Senior Heritage Officer
KwaZulu-Natal Amafa and Research Institute

ADMIN:

Direct URL to case: <https://sahris.sahra.org.za/node/521331>
(, Ref:)

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.