

Our Ref:



an agency of the
Department of Arts and Culture

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South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
www.sahra.org.za

Enquiries: Natasha Higgitt
Tel: 021 462 4502
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CaseID: 11165

Date: Wednesday June 28, 2017
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Interim Comment

In terms of Section 38(2), 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Blue Lounge Trading 107 (Pty) Ltd

P.O. Box 1776
Kimberley
8300

Blue Lounge Trading 107 (Pty) Ltd has applied for a prospecting right over Portion 8 of the Farm Mamatwan 331, Kuruman District, Northern Cape Province.

Thank you for notifying SAHRA of the proposed prospecting activities on Portion 8 of the farm Mamatwan 331, Kuruman District, Northern Cape Province.

In terms of the National Heritage Resources Act, No 25 of 1999 (NHRA), heritage resources, including archaeological or palaeontological sites over 100 years old, graves older than 60 years, structures older than 60 years are protected. They may not be disturbed without a permit from the relevant heritage resources authority. This means that before such sites are disturbed by development it is incumbent on the developer to ensure that a **Heritage Impact Assessment** (HIA) is done as per section 38(3) and 38(8) of the NHRA. This must include the archaeological component (Phase 1) and any other applicable heritage components. The HIA must be conducted **as part of the** of the Environmental Authorisation Application in terms of the National Environmental Management Act, No 107 of 1998 (NEMA) and the NEMA EIA Regulations 2014 for activities that trigger the Mineral and Petroleum Resources Development Act, No 28 of 2002 (MPRDA)(As amended).

The quickest process to follow for the archaeological component would be to contract a specialist (see www.asapa.org.za) to provide a Phase 1 Archaeological Impact Assessment Report. The Phase 1 Impact Assessment Report will identify the archaeological sites and assess their significance. It should also make recommendations (as indicated in section 38) about the process to be followed. For example, there may need to be a mitigation phase (Phase 2) where the specialist will collect or excavate material and date the site. At the end of the process the heritage authority may give permission for destruction of the sites. If the property is very small or disturbed and there is no significant site the specialist may choose to send a letter to the heritage authority to indicate that there is no necessity for any further assessment.

Where bedrock is to be affected, or where there are coastal sediments, or marine or river terraces and in potentially fossiliferous superficial deposits, a Palaeontological Desk Top study must be undertaken to assess

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whether or not the development will impact upon palaeontological resources - or at least a letter of exemption from a Palaeontologist is needed to indicate that this is unnecessary. If the area is deemed sensitive, a full Phase 1 Palaeontological Impact Assessment will be required and if necessary a Phase 2 rescue operation might be necessary (see www.palaeontologicalsociety.co.za for qualified paleontologists).

Any other heritage resources that may be impacted such as built structures over 60 years old, sites of cultural significance associated with oral histories, burial grounds and graves, graves of victims of conflict, and cultural landscapes or viewsapes must also be assessed.

All environmental reports and appendices produced as part of the EA application process must be submitted to the SAHRIS Case file in order for an informed comment to be issued.

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

Yours faithfully

Natasha Higgitt
Heritage Officer
South African Heritage Resources Agency

John Gribble
Manager: Maritime and Underwater Cultural Heritage Unit / Acting Manager: Archaeology, Palaeontology and Meteorites Unit
South African Heritage Resources Agency

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ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/399075>
(DMR - NC, Ref: NC 30/5/1/1/2/10985 PR)