

**Application for prospecting right over a certain portion of Portion 5 (Portion of Portion 1) of the farm Driekuil 280 IP, situated in the magisterial district of Lichtenburg**

Our Ref:



an agency of the  
Department of Arts and Culture

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Date: Tuesday March 20, 2018

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## Interim Comment

### In terms of Section 38(3), 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Jim Foster Landgoed CC

### Application for prospecting right over a certain portion of Portion 5 (Portion of Portion 1) of the farm Driekuil 280 IP, situated in the magisterial district of Lichtenburg

Thank you for notifying SAHRA of the Environmental Authorisation (EA) and Prospecting Right Application on a certain portion of Portion 5 (Portion of Portion 1) of the farm Driekuil 280 IP, situated in the magisterial district of Lichtenburg, North West Province.

As the proposed development is undergoing an EA Application process in terms of the National Environmental Management Act, No 107 of 1998 (NEMA), NEMA Environmental Impact Assessment (EIA) Regulations for activities that trigger the Mineral and Petroleum Resources Development Act, No 28 of 2002 (MPRDA)(As amended), 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 National Heritage Resources Act, Act 25 of 1999 (NHRA). This must include an archaeological component, palaeontological component and any other applicable heritage components. The HIA must be conducted **as part of the** EA Application in terms of NEMA and the NEMA EIA Regulations.

It is noted that the draft Basic Assessment Report (dBAR) states that no heritage sites were identified within the proposed prospecting area, however no assessment of heritage has been completed that complies with section 38(3) of the NHRA.

The quickest process to follow for the archaeological component would be to contract a specialist (see [www.asapa.org.za](http://www.asapa.org.za) or [www.aphp.org.za](http://www.aphp.org.za) to provide an Archaeological Impact Assessment (AIA). The AIA must comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Component of Impact Assessments.

The proposed prospecting area is located within an area of negligible sensitivity with regards to palaeontological resources. No further assessment of palaeontological is required. A Fossil Finds Procedure must be developed by a qualified palaeontologist to be implemented as part of the EMPr (see [www.palaeontologicalsociety.co.za](http://www.palaeontologicalsociety.co.za) for qualified paleontologists).

Any other heritage resources as defined in section 3 of the NHRA that may be impacted, such as maritime

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archaeology, 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.

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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Natasha Higgitt  
Heritage Officer  
South African Heritage Resources Agency

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Phillip Hine  
Acting Manager: Archaeology, Palaeontology and Meteorites Unit  
South African Heritage Resources Agency

**ADMIN:**

Direct URL to case: <http://www.sahra.org.za/node/488654>  
(, Ref: NW30/5/1/1/2/12235PR)