



an agency of the
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za
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
Email: nhiggitt@sahra.org.za
CaseID: 12840

Date: Wednesday September 26, 2018
Page No: 1

Interim Comment

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

Attention: kennith leon boraine

7 Lime Street
Moghul Park
Kimberley

Mining permit application on the a portion of the farm Portion 10 of Dorstfontein, Magisterial district of Kimberley, Northern Cape.

Thank you for notifying SAHRA of the Environmental Authorisation (EA) and Mining Permit Application on the portion of the farm Portion 10 of Dorstfontein, Magisterial district of Kimberley, Northern Cape.

As the proposed development is undergoing an EA Application process in terms of the National Environmental Management Act, 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 no HIA compiled in terms of section 38(3) has been submitted as part of the draft BAR. As per section 24(4)b(iii) of the NEMA, all impacts to heritage resources must be assessed with regards to every EA application process.

The quickest process to follow for the archaeological component would be to contract a specialist (see www.asapa.org.za or 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 high sensitivity in terms of palaeontological resources. An assessment of the impact of the development on palaeontological resources is required to be completed by a qualified palaeontologist. The report must comply with the SAHRA 2012 Minimum Standards:

Our Ref:



an agency of the
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za
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
Email: nhiggitt@sahra.org.za
CaseID: 12840

Date: Wednesday September 26, 2018
Page No: 2

Palaeontological Component of Heritage Impact Assessments (a list of qualified palaeontologists can be supplied upon request).

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

The location of the development must be mapped on the GIS layer of the SAHRIS application 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

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

Our Ref:



an agency of the
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za
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
Email: nhiggitt@sahra.org.za
CaseID: 12840

Date: Wednesday September 26, 2018
Page No: 3

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/511465>
(DMR - NC, Ref: NC 30/5/1/3/2/10697 MP)