



an agency of the
Department of Arts and Culture

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CaseID: 13287

Date: Monday January 14, 2019
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Interim Comment

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

Attention: Mr K L Boraine

7 Lime Street
Moghul Park
Kimberley
8301

Kennith leon Boraine lodged an application for the mining of clay sources in the city boundaries of Kimberley, Northern Cape

Mr. M A Golaith has been appointed by Kennith Leon Boraine as the Environmental Assessment Practitioner (EAP) to conduct an Environmental Authorisation (EA) Application and Mining Permit Application for proposed clay mining in Kimberley, Northern Cape Province. (NC30/5/1/3/2/10712MP).

A draft Basic Assessment Report (BAR) has been submitted 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, 28 of 2002 (MPRDA) (As amended). The proposed prospecting will include 1.2086 ha of vegetation clearance, stockpiles, ablution facilities, site office, roads and domestic waste facility.

No Heritage Impact Assessment (HIA) as per section 24(4)b(iii) of the NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA) has been submitted.

Interim Comment

The SAHRA Archaeology, Palaeontology and Meteorites (APM) Unit requests that an HIA in terms of section 38(3) and 38(8) of the NHRA be submitted as part of the BAR process. The HIA must be inclusive of archaeological and palaeontological components.

The quickest process to follow for the archaeological component would be to contract a qualified archaeologist (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

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Impact Assessments. Due to the historic sensitivity of Kimberley and the increase in the discovery of previously unknown human burials, a full historic and archival study must be conducted to ascertain the presence of potential burials in the proposed mining area.

A Palaeontological desktop Impact Assessment must be undertaken to assess whether or not the development will impact upon palaeontological resources as the proposed development footprint is located within high palaeontological sensitivity as per the SAHRIS PalaeoSensitivity map (a list of qualified palaeontologists can be supplied upon request). The PIA must comply with the SAHRA 2012 Minimum Standards: Palaeontological Component of Heritage Impact Assessments.

Any other heritage resources as defined in section 3 of the NHRA 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.

SAHRA advises the Environmental Assessment Practitioner (EAP) to apply for an extension of the BAR process in terms of section 19(1)b of the NEMA EIA Regulations to comply with this comment.

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

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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/519137>
(DMR, Ref: NC 30/5/1/3/2/10712 MP)