



an agency of the  
Department of Arts and Culture

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CaseID: 13610

Date: Friday February 11, 2022  
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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: Matsapa Trading529 CC

P O Box 1539  
KIMBERLEY  
8300

### **APPLICATION FOR A PROSPECTING RIGHT ON THE REMAINDER OF THE FARM VINCI 580, MAGISTERIAL DISTRICT OF HAY RD, NORTHERN CAPE PROVINCE. REFERENCE: NC 30/5/1/1/2/12303 PR**

Lindie Wiehahn Consultants have been appointed by Matsapa Trading 529 CC to conduct an Environmental Authorisation (EA) Application and Prospecting Right (PR) Application for proposed prospecting activities on the Remainder of the Farm Vinci 580, Magisterial District of Hay Rd, Northern Cape Province (NC 30/5/1/1/2/12303 PR).

A draft Basic Assessment Report (dBAR) 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 activities will include 16 boreholes with an impact area of 40m<sup>2</sup> each covering an application area of 1 948,1166 ha.

The dBAR notes that no heritage resources were identified nor will there be any impacts to heritage resources, however, 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.

In an Interim Comment issued on the 03/04/2019, SAHRA requested that an HIA inclusive of a PIA be conducted as part of the EA process as per section 38(3) and 38(8) of the NHRA. Since the issuing of the Interim Comment, a HIA and PIA have been submitted for review (13/01/2022 and 26/01/2022 respectively).

*Butler, E. 2022. Palaeontological Desktop Assessment for the Proposed Vinci Prospecting Right Application on the Remainder of the Farm Vinci 580, ZF Mgcawu District Municipality, in the Northern Cape Province.*



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The proposed development area is underlain by the Ghaap Group, which is known for rare stromatolites, while the south-eastern section is underlain by Tertiary to Quaternary surface limestones, alluvium deposits and aeolian sands and dunes of the Kalahari Group which contains fossils that resemble modern animals and plants. The limestones contain a low diversity of invertebrate burrows and plant roots. The impact to palaeontological resources will be low. A Chance Fossil Finds Procedure is recommended to be followed.

*Kruger, N. 2022. Heritage Scoping Study of demarcated areas on Remainder of the Farm Vinci 580 for the proposed Vinci Prospecting Project in the ZF Mgcawu District Municipality, Northern Cape Province.*

*\*It must be noted that the HIA states that the prospecting area will have a footprint of 1 990 ha, which is slightly larger than described in the 2019 DBAR.*

The desktop study found that Stone Age heritage resources may be present within the proposed prospecting area and noted that proposed rill points 1, 2, 6, 7, 10, 11, 14 and 16 are located in close proximity to probable Stone Age sensitivity area and impacts to these resources may occur. Drill point 13 is located in close proximity to the historical Vinci farmstead, where burial grounds may be present, and impacts may occur.

Recommendations provided in the report include the following:

- The term “Living Heritage” can broadly refer to a place of cultural heritage and sacred nature; with cultural attributions that are not generally physically manifested. Ritual and symbolic spaces and practices, and the material residues thereof convey an intangible cultural significance beyond the physical site or artefact, where the meaning of the ritual area speaks directly of a sense of place and lived experience. Such sites might occur on the Vinci properties or its surroundings and due cognisance should be taken of these sites of “Living Heritage” in the cultural landscape;
- It is recommended that all graves and cemeteries that might occur in the project area be conserved and excluded from impact emanating from the development. Where impact on such resources would prove to be inevitable, the correct human remains repatriation procedures should be observed at all times. These procedures should include public notification of intent to relocate the remains, consultation with descendant communities, close liaison with - and approval from local futurities, adherence to any local laws and / bylaws, and correct grave relocation methodologies;
- It is possible that groups, farmers and locals living in the area have occupied the region for many generations and have expressed long-term cultural associations with the region. Therefore, it is important to ascertain from these respondents whether there are any further undetected sites of

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- cultural significance in the area to which they relate and / or attach cultural meaning;
- Ultimately, it is recommended that the archaeological and cultural heritage of this part of the Northern Cape Province be respected. The management of heritage resources, as stipulated by National and International Heritage resources agencies (e.g. SAHRA) should be aligned with any future activity by means of cultural mitigation and / or management plans developed in conjunction with heritage authorities and specialists.

### Interim Comment

The SAHRA Archaeology, Palaeontology and Meteorites (APM) Unit requests clarity on the current progress of the EA application, and if the EA application has changed since the 2019 DBAR. Further comments will be issued upon receipt of the above requested clarification.

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

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**ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/521700>  
(DMR - NC, Ref: NC 30/5/1/1/2/12303 PR)