

**BASIC ASSESSMENT PROCESS OF AN APPLICATION FOR PROSPECTING  
RIGHT FOR BETTYSGOOD 213 IT ON PORTIONS: 1,2,3,5 and RE.**

Our Ref: 14738



an agency of the  
Department of Arts and Culture

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CaseID: 14738

Date: Tuesday January 28, 2020

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## **Interim Comment**

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

Attention: Mr Mohlodi Charline Masipa

**The proposed prospecting activities will be covered under application reference: MP 30/5/1/1/2/15587PR will be undertaken on Portions:1,2,3,5 and Re of the farm; BETTYSGOOD 213 IT, situated in the Magisterial District of Eerstehoek, Elukwathini, Mpumalanga Province. The project is for Clay and is located approximately at 12.7km East of Dundonald-A, 12.6KM South-East of Houstbos, close to an unnamed road that joints the N17 on the North, The prospecting right encloses Bettysgoed-A settlements and 3.13km West of Glenmore**

Kamoma 2020 Investments (Pty) Ltd are proposing to undertake prospecting on Portion 1,2,3, 5 and the remainder of the farm Bettysgood 213 IT, in the Albert Luthuli Local Municipality of the Mpumalanga Province. The extent of the farm area is 2731.31 ha where 11 boreholes will be drilled. The total impact area of the proposed drilling will be 6000m<sup>2</sup>, the site offices will be 40m<sup>2</sup>, the site camp will be 600m<sup>2</sup>, and the sample storage facility will be 40 m<sup>2</sup>.

They have appointed Singo Consulting (Pty) Ltd to undertake a Basic Assessment (BAR) application process in support of an Environmental Authorisation application in terms of the National Environmental Management Act, 1998 (NEMA), as amended and a Mining Permit in terms of section 16 of the Mineral and Petroleum Resources Development Act, 2002 (MPRDA) (As amended), for listed activities in the NEMA EIA Regulations 2014, as amended.

A draft Basic Assessment (BAR) has been submitted to SAHRA in terms of section 38(8) of the National Heritage Resources Act, 25 of 1999 for commenting.

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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 generally protected. They may not be disturbed without a permit from the relevant heritage resources authority. In contexts of development applications, the developer must ensure that no heritage resources will be impacted by the proposed development, by lodging an application to SAHRA and submitting detailed development specifications as a notification of intent to develop. If the application is made in terms of s. 38 (8) of the NHRA then it is incumbent on the developer to ensure that a Heritage Impact Assessment (HIA) is undertaken, as s. 38(2)a does not apply. Such a study should follow the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports and section 38(3) of the NHRA.

The HIA must be undertaken by a suitably qualified archaeologist and it must comply with section 38(3) of the National Heritage Resources Act, Act 25 of 1999 (NHRA). Once the report is submitted to the case for commenting, SAHRA will provide further comments on this proposed development.

In addition to the HIA report, SAHRA also requires an assessment of palaeontological resources by a suitably qualified palaeontologist. The HIA and the Palaeontology Impact Assessment (PIA) must be provided to SAHRA prior to the submission of the final BAR to the competent authority. All these documents will be assessed by SAHRA and the comment issued must be included in the final BAR.

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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Nokukhanya Khumalo  
Heritage Officer

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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: <http://www.sahra.org.za/node/533262>  
(DMR-MP, Ref: )