

Our Ref:



an agency of the
Department of Arts and Culture

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South African Heritage Resources Agency | 111 Harrington Street | Cape Town
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Enquiries: Natasha Higgitt
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CaseID: 14933

Date: Friday March 13, 2020
Page No: 1

Interim Comment

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

Attention: Willie Oosthuizen
Wadala Mining and Consulting Pty Ltd

Amendment of EA to add to listed activities that was added with the water use licence application

Thank you for notifying SAHRA of a Section 102 Amendment application in support of an amendment application for a granted Environmental Authorisation (EA) application and Mining Rights (MR) NC30/5/1/2/2/10137MR and NC-00173-MR/102, near Santoy, Northern Cape Province. The amendment includes a pollution control dam and flood protection berms

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 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) as required by section 24(4)b(iii) of NEMA. 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.

SAHRA requests that an assessment of the impacts to heritage resources that complies with section 38(3) of the NHRA as required by section 38(8) of the NHRA and section 24(4)b(iii) of NEMA be conducted as part of the EA process.

The assessment must include an assessment of the impact to archaeological and palaeontological resources. The assessment of archaeological resources must be conducted by a qualified archaeologist and the report comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports (see www.asapa.co.za or www.aphp.org.za for a list of qualified archaeologists). If the appointed specialist deems it appropriate, a Letter of Request for Exemption for further studies may be submitted should the proposed development area be heavily disturbed.

The proposed development is located within an area of moderate to high Palaeontological Sensitivity as per the SAHRIS PalaeoSensitivity map. As such, a desktop Palaeontological Impact Assessment (PIA) must be undertaken by a qualified palaeontologist. The report must comply with the 2012 Minimum Standards:

**Application for a section 102 for amendment of EA for Southern Ambition 1549
(Pty) Ltd (NC10137MR NC-00173-MR/102)**

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Palaeontological Components of Heritage Impact Assessments. If the appointed specialist deems it appropriate, a Letter of Request for Exemption for further studies may be submitted.

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.

Further comments will be issued upon receipt of the NEMA EA documents inclusive of appendices.

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

ADMIN:

**Application for a section 102 for amendment of EA for Southern Ambition 1549
(Pty) Ltd (NC10137MR NC-00173-MR/102)**

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Direct URL to case: <http://www.sahra.org.za/node/534909>