

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: 15003

Date: Friday July 24, 2020
Page No: 1

Final Comment

In terms of Section 38(4), 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Saxon Heavy Minerals (Pty) Ltd

The proposed prospecting right for the prospecting of Heavy Minerals Sands and Rare Earth Elements near Kleinzee on a portion on the Remaining Extent of Portion 5 of the farm Kamaggas 200, Registration Division: IP, Northern Cape Province

Milnex CC has been appointed by Saxon Heavy Minerals (Pty) Ltd to conduct an Environmental Authorisation Application for proposed prospecting activities on the farm Kamaggas 200, Registration Division: IP, Northern Cape Province (NC30/5/1/1/2/12374PR).

A Basic Assessment Report (BAR) has been submitted in terms of the National Environmental Management Act, 1998 (NEMA) and the 2014 EIA Regulations for activities that trigger the Mineral and Petroleum Resources Development Act, 2002 (MPRDA)(As amended). The proposed prospecting right application area will cover 458.33 ha and will include 75 RC drilled boreholes as part of Phase 2A with 50 infill boreholes and possible additional boreholes in Phase 2B and residue stockpiles.

The BAR notes that it is not foreseen that the proposed activity will impact on heritage resources, and notes that an investigation report was conducted (see page 74 of the report).

In an Interim Comment issued on the 24/03/2020, SAHRA requested that the heritage report be submitted to the SAHRIS Case application for review.

Since the issuing of the Interim Comment, a heritage report has been submitted to the SAHRIS application.

Lavin, J. 2020. Heritage Screener: The Proposed Prospecting Right for the Prospecting of heavy minerals, sands and rare earth elements near Kleinzee on a portion of the remaining extent of portion 5 of the farm Kamaggas 200, Registration Division: IP, Northern Cape Province.

The proposed prospecting area has been extensively disturbed by previous mining activities. It is unlikely that significant archaeological resources remain undisturbed and therefore the proposed prospecting activities are unlikely to impact archaeological heritage resources. No further recommendations are provided in the report.

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Final Comment

The following comments are made as a requirement in terms of section 3(4) of the NEMA Regulations and section 38(8) of the NHRA in the format provided in section 38(4) of the NHRA and must be included in the Final BAR and EMPr:

- 38(4)a – The SAHRA Archaeology, Palaeontology and Meteorites (APM) Unit has no objections to the proposed development;
- 38(4)b – The recommendations of the specialists are supported and must be adhered to. Further additional specific conditions are provided for the development as follows:
- All decisions regarding heritage resources as defined by section 34 of the NHRA i.e. built structures, must be directed to the Northern Cape Provincial Heritage Resources Authority;
- 38(4)c(i) – If any evidence of archaeological sites or remains (e.g. remnants of stone-made structures, indigenous ceramics, bones, stone artefacts, ostrich eggshell fragments, charcoal and ash concentrations), fossils or other categories of heritage resources are found during the proposed development, SAHRA APM Unit (Natasha Higgitt/Phillip Hine 021 462 5402) must be alerted as per section 35(3) of the NHRA. Non-compliance with section of the NHRA is an offense in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)c(ii) – If unmarked human burials are uncovered, the SAHRA Burial Grounds and Graves (BGG) Unit (Thingahangwi Tshivhase/Mimi Seetelo 012 320 8490), must be alerted immediately as per section 36(6) of the NHRA. Non-compliance with section of the NHRA is an offense in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)d – See section 51(1) of the NHRA;
- 38(4)e – The following conditions apply with regards to the appointment of specialists:
 - i) If heritage resources are uncovered during the course of the development, a professional archaeologist or palaeontologist, depending on the nature of the finds, must be contracted as soon as possible to inspect the heritage resource. If the newly discovered heritage resources prove to be of archaeological or palaeontological significance, a Phase 2 rescue operation may be required subject to permits issued by SAHRA;
- The Final BAR and EMPr must be submitted to SAHRA for record purposes;
- The decision regarding the EA Application must be communicated to SAHRA and uploaded to the SAHRIS Case application.

Should you have any further queries, please contact the designated official using the case number quoted above in the case header.

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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:

Direct URL to case: <http://www.sahra.org.za/node/535576>
(DMR - NC, Ref: NC30/5/1/1/2/12374PR)

Terms & Conditions:

1. This approval does not exonerate the applicant from obtaining local authority approval or any other necessary approval for proposed work.
2. If any heritage resources, including graves or human remains, are encountered they must be reported to SAHRA immediately.
3. SAHRA reserves the right to request additional information as required.