



an agency of the  
Department of Arts and Culture

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South African Heritage Resources Agency | 111 Harrington Street | Cape Town  
P.O. Box 4637 | Cape Town | 8001  
www.sahra.org.za

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Tel: 021 462 4502

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CaseID: 16040

Date: Wednesday March 31, 2021

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## Final Comment

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

Attention: Automotive Window Manufactures (Pty) LTD

**The proposed development entails the creation of a Nature Estate for residential purposes and has been zoned as such in the Spatial Development Framework. The development will entail the construction of 54 river front erven and 39 bush erven. A new road is also proposed to provide access to the site via Rietbok Street. All associated civil infrastructure (water, electricity and waste treatment) will be included.**

Nature Estate are proposing to construct a secure estate on the banks of the Crocodile River near Komatipoort. The estate will be 2.6 ha in extent located on Portion 2 and 3 of the farm Tenbos 661 JU and ERF 814, in the Nkomazi Local Municipality of Mpumalanga Province.

Nuleaf Planning and Environmental (Pty) Ltd have been appointed to undertake an environmental assessment as part of the Basic Assessment Reporting process in support of an Environmental Authorisation (EA) in terms of the National Environment Management Act, Act 107 of 1998 (NEMA) for activities that trigger the NEMA EIA 2014 Regulations.

An Heritage Impact Assessment (HIA) report by was submitted to SAHRA for commenting in terms of section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA). and the PIA report is by Prof M Bamford has also been submitted.

*Coetzee, F. November 2020. Cultural Heritage Impact Assessment: Phase 1 Investigation for a Basic Assessment of the Proposed Establishment of a Nature Estate north of Komatipoort, Nkomazi Local Municipality, Ehlanzeni District Municipality, Mpumalanga Province.*

The author undertook a field assessment of the proposed development and did not identify any heritage resources and the author recommends chance finds procedures in the event that some heritage resources are exposed during construction.

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The South African Heritage Resources Agency (SAHRA) Archaeology, Palaeontology and Meteorites (APM) Unit accepts the HIA report submitted to the case for commenting, and has no objection to the development going ahead on the following conditions.

In the event that fossils are uncovered during construction then construction must cease within the immediate vicinity, a buffer of 30 m must be established, and a palaeontologist called in to inspect the finds. The palaeontologist must obtain a section 35(4) permit in terms of NHRA and Chapter IV NHRA Regulations, before any fossils are collected.

If there are any new heritages resources are discovered during construction and operation phases of the proposed development, then a professional archaeologist or palaeontologist, depending on the nature of the finds, must be contracted as soon as possible to inspect the findings at the expense of the developer.

If the newly discovered heritage resources prove to be of archaeological or palaeontological significance, a Phase 2 rescue operation may be required at the expense of the developer. Mitigation will only be carried out after the archaeologist or palaeontologist obtains a permit in terms of section 35 of the NHRA (Act 25 of 1999). You may contact SAHRA APM Unit for further details: (Nokukhanya Khumalo/Phillip Hine 021 202 8654).

If any unmarked human burials are uncovered and the archaeologist called in to inspect the finds and/or the police find them to be heritage graves, then mitigation may be necessary and the SAHRA Burial Grounds and Graves (BGG) Unit must be contacted for processes to follow (Thingahangwi Tshivase/Mimi Seetelo 072 802 1251).

The Final BAR and its appendices must be submitted to the case and once a Record of Decision from the competent authority is issued, it must also be submitted to the case.

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  
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/554840>  
(MDEDET, Ref: 1/3/1/16/1E-303)

**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.