

Our Ref:



an agency of the  
Department of Arts and Culture

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CaseID: 19207

Date: Monday August 22, 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: Miss Bathabile Ntuli

36 Bloedrivier street, Middleburg, Mpumalanga, 1050

### **Prospecting Right Application for sand general, aggregate and gravel on the farm Kwaggafontein 216 JR situated within Thembisile Hani Magisterial District in Mpumalanga Province**

Singo Consulting (Pty) Ltd has been appointed by Wiza Mining (Pty) Ltd to conduct an Environmental Authorisation (EA) Application for the proposed prospecting activities on farm Kwaggafontein 216 JR, near Kwaggafontein, Mpumalanga Province (MP 30/5/1/1/2/17028 PR).

A draft Basic Assessment Report (DBAR) has been submitted in terms of the National Environmental Management Act, 1998 (NEMA) and the 2017 NEMA Environmental Impact Assessment (EIA) Regulations. The proposed prospecting will include 15 boreholes, site camp (600 m<sup>2</sup>) and temporary office area within an application area of 5 088.770 ha.

The DBAR notes that four cemeteries were identified within the proposed development area and that no borehole will be placed near these.

No assessment of heritage resources that complies with section 38(3) of the National Heritage Resources Act, Act 25 of 1999 (NHRA) as required by section 38(8) of the NHRA and section 24(4)b(iii) of NEMA has been submitted as part of the EA application.

### **Interim Comment**

The SAHRA Archaeology, Palaeontology and Meteorites (APM) Unit requests that an assessment of the impact to heritage resources be conducted as part of the EA process that complies with section 38(3) of the National Heritage Resources Act, Act 25 of 1999 (NHRA) as required by section 38(8) of the NHRA and section 24(4)b(iii) of NEMA. The assessment must include an archaeological component.

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

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comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports (see [www.asapa.co.za](http://www.asapa.co.za) or [www.aphp.org.za](http://www.aphp.org.za) for a list of qualified archaeologists).

The proposed development is located within an area of low and negligible Palaeontological Sensitivity as per the SAHRIS PalaeoSensitivity map. As such, no further assessment of the impact to palaeontological resources is required. A Fossil Finds Procedure must be included in the HIA.

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.

The applicant is advised to extend the EA process in terms of section 19(1)b of the NEMA EIA regulations in order to comply with this comment. A revised BAR with the results of the HIA must be submitted for review.

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

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**ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/602646>