

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  
P.O. Box 4637 | Cape Town | 8001  
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Tel: 021 202 8660  
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CaseID: 21030

Date: Friday July 21, 2023  
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## Final Comment

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

Attention: WONDOKOZ TRADING (PTY) LTD

**The prospecting work programme will be designed in phases, each phase conditional on the success of the previous phase and will include: Ø Data acquisition and a Desktop study Ø Target Generation and Ground Truthing; and Ø Scout Drilling and Delineation Drilling**

Thevha Sustainable Services (Pty) (Ltd) has been appointed by Wondoko Trading (Pty) Ltd to undertake an Environmental Authorisation Application for proposed prospecting activities on Portion 0 of the farm Wildebeestkuil 69, near Kimberley, Northern Cape (NC/30/5/1/1/2/13279PR).

A Final Basic Assessment Report (FBAR) has been submitted in terms of the National Environmental Management Act, 1998 (NEMA) and the EIA Regulations for activities that trigger the Mineral and Petroleum Resources Development Act, 2002 (MPRDA)(As amended). It must be noted that the Draft BAR was not submitted to SAHRA for review. The proposed prospecting activities will include 10 boreholes, possible trenching and/or pitting (90 m<sup>2</sup>), site camp, ablution facilities, site offices, storage areas within an application area 6 623 ha.

REACH Archaeology has been appointed to provide heritage specialist input as part of the EA process as per section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA) that complies with section 38(3) of the NHRA.

*Matabane, M. 2023. Draft Phase 1: Heritage & Archaeological Impact Assessment Report: Notification of Application for Prospecting Right Application for Diamonds (Alluvial and General), on Wildebeest Kuil 69, situated within the Magisterial District of Kimberley, Northern Cape Province*

The desktop assessment found that the proposed development footprint is adjacent to the Wildebeestkuil Rock Art Provincial Heritage Site, numerous farmsteads, one potential archaeological site, possible burial grounds and a medium-low probability of rock art sites are located within the development footprint.

Recommendations provided in the report include the following:

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- The eastern extent of the proposed site has a HIGH Palaeontological rating. A complete Palaeontological Impact Assessment (PIA) is recommended to be undertaken by a qualified Palaeontologist with necessary procedures and mitigation recommendations developed and proposed;
- A full-scale- Phase II HIA/AIA is recommended to appropriately record, document and analyse flagged, areas of interest and topographically noted possible heritage sites and features.

It must be noted that the results of the HIA have not been included in the FBAR.

In a Final Comment issued on the 08/05/2023, SAHRA objected to the application as the impact to heritage resources had not been fully assessed as part of the EA process. Since the issuing of the Final Comment, a PIA and revised DBAR have been submitted for review (28/06/2023).

*Bamford, M. 2023. Palaeontological Impact Assessment for the prospecting right application for Farm Wildebeest Kuil 69, northwest of Kimberley, Northern Cape Province*

The proposed development area is underlain by non-fossiliferous sediments of the Allanridge Formation, the highly fossiliferous Prince Albert Formation and Quaternary calcretes and moderately fossiliferous sands of the Gordonia Formation. No fossils have been recorded in the area and a Fossil Chance Finds Protocol is recommended to be implemented as part of the EMPr.

The revised BAR notes that at this stage 8 drill holes have been targeted during phase 3, and trenches (90m<sup>2</sup>) and pits will be dug during Phase 4, with a boxcut during Phase 5 of the Prospecting works programme.

## Final Comment

The following comments are made as a requirement in terms of 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 Development Applications Unit (DAU) has no objections to the proposed development with exceptions as noted below;
- 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:
- Once the locations of the drill sites, site camp, ablution facilities, site office and storage areas are established, an archaeologist must survey each location and compile an HIA to be submitted to SAHRA for review and comment prior to construction. No construction activities may occur without

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comment from SAHRA in this regard;

- SAHRA does not endorse the proposed trenching, pits and box cuts at this stage. Prior to these activities commencing, a Visual Impact Assessment must be conducted on the impact of these activities on the Wildebeestkuil Rock Art site. A heritage specialist must use these results to compile an updated HIA which must include a field assessment and the results of consultation with the Wildebeestkuil Rock Art Center staff and other interested and affected parties. This updated HIA must be submitted to SAHRA for comment. No trenching, pits or boxcut may commence without comments from SAHRA in this regard,
- SAHRA reserves the right to impose additional conditions on the development based on the results of the pre-construction survey for Phase 3 and the additional HIA for Phase 4 and 5. SAHRA reserves the right to object to the development based on the results of these reports;
- Dust during construction and operations must be kept to a minimum. Dust suppression measures must be implemented to reduce any dust fallout on the Wildebeestkuil Rock Art site;
- SAHRA must be informed when drilling starts and ends;
- 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 DAU (Natasha Higgitt 021 8660/ [nhiggitt@sahra.org.za](mailto:nhiggitt@sahra.org.za)) must be alerted as per section 35(3) of the NHRA. Non-compliance with this 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 DAU (Natasha Higgitt 021 8660/ [nhiggitt@sahra.org.za](mailto:nhiggitt@sahra.org.za)) must be alerted immediately as per section 36(6) of the NHRA. Non-compliance with this 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 regarding offences;
- 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 must be submitted to the SAHRIS application for record purposes;
- The decision regarding the EA application and PR application must be submitted to the SAHRIS application for record purposes.

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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  
Manager: Development Applications Unit  
South African Heritage Resources Agency

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**ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/615918>  
(DMR - NC, Ref: NC13279PR)

**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.