



Enquiries: Bernadet Pawandiwa
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CaseID: 7480

Date: Monday June 15, 2015

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Final Comment

In terms of Section 38(8) of the National Heritage Resources Act (Act 25 of 1999) and the KwaZulu-Natal Heritage Act (Act 4 of 2008)

Attention: SANRAL
Private Bag X 17
Lynnwood Ridge
0040

The South African National Roads Agency SOC Limited (SANRAL) proposes to improve (re-align, rehabilitate and upgrade) Section 3 from KM 50.00 to KM 57.20 on National Route 11 (N11), KwaZulu-Natal. The proposed project is aimed at providing mitigation measures against the risk of accidents without compromising mobility or accessibility along the route. Due to safety concerns along this section of N11, it was deemed necessary that a portion be realigned to improve the current operating conditions. A section of the N11 will be realigned with the new road interchanges at Ladysmith Drive (Allen Street) and Albert Wessels Drive.

Thank you for furnishing us with the Heritage Impact Assessment Report by Frans Prins and Jean Beater with regards to the road development. The survey identified two heritage sites on the footprint. These include two unmarked graves within 7m of Alternative Layout 1 Bypass Route and a Later Iron Age Stone Circle situated more than 250m from the proposed Bypass Routes. It is noted that the Iron Age site will not be affected by any of the proposed routes. Considering the proximity of the graves to the road development, there is danger of inadvertent or otherwise disturbance or damage. In terms of the heritage legislation, in particular the KwaZulu Natal Heritage Resources Act, Act 4 of 2008 and the National Heritage Resources Act, Act 25, of 1999, a permit is required for disturbance, damage, excavation, exhumation and relocation of any graves. It can only be issued after consent of next of kin. A public participation process should be carried out and the evidence and results thereof lodged with Amafa as part of the permit application.

For the reasons highlighted above, the Layout Alternatives 4a and 4b should be considered from a heritage perspective as no direct impact on heritage resources is anticipated compared to layout 1. Amafa has no objection to the development within the parameters of the recommendations and mitigation procedures outlined in the Heritage Report. You are also required to adhere to the below-mentioned standard conditions:

Conditions:

1. Amafa should be contacted if any heritage objects are identified during earthmoving activities and all development should cease until further notice.
2. No structures older than sixty years or parts thereof are allowed to be demolished altered or extended without a permit from Amafa.
3. No activities are allowed within 50m of a site, which contains rock art.
4. Sources of all natural materials (including topsoil, sands, natural gravels, crushed stone, asphalt, etc.) must be obtained in a sustainable manner and in compliance with the heritage legislation.

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



**Amafa AkwaZulu-Natali
Heritage KwaZulu-Natal
Erfenis KwaZulu-Natal**

PO Box 2685, Pietermaritzburg 3200
Tel: 033 394 6543, Fax: 033 342 6097
Email: amafaddps@amafapmb.co.za
Website: www.heritagekzn.co.za

**Improvement on National Road 11, Section 3 from KM 50.00 to KM 57.20,
Newcastle Bypass
Our Ref: SAH15/7480**



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Yours faithfully

Bernadet Pawandiwa
Senior Heritage Officer
Amafa/Heritage KwaZulu Natal

Annie van de Venter Radford
Deputy Director: Research, Professional Services and Compliance
Amafa/Heritage KwaZulu Natal

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/259355>
(DEA, Ref:)

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 Amafa immediately.
3. Amafa reserves the right to request additional information as required.



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