



an agency of the  
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za  
South African Heritage Resources Agency | 111 Harrington Street | Cape Town  
P.O. Box 4637 | Cape Town | 8001  
www.sahra.org.za

Enquiries: Sityhilelo Ngcatsha

Date: Friday September 11, 2020

Page No: 1

Email: sngcatsha@sahra.org.za

CaseID: 15255

## Interim Comment

### In terms of Section 38(3), 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Ergosat Pty Ltd

#### Underground Coal mine near Deneysville

Ergosat (Pty) Ltd is proposing to upgrade the existing prospecting area to a Mining Right based on the results they obtained from prospecting. REC Services (Pty) Ltd t/a Rock Environmental Consulting was appointed to undertake the Environmental Authorisation Application (Mining Right Ref. FS 30/5/1/1/2/10158 PR) for the mining of coal near Deneysville in the Free State Province.

The SAHRA issued a comment dated 05/08/2020 which requested the EIA documents along with a .kml file that outlines the development area and a Palaeontological Impact Assessment to be submitted before further comments. The .kml file and EIA document including the Environmental Management Program (EMPr) were submitted to the case on the 06/08/2020, however, the requested PIA was not submitted.

The Environmental Impact Assessment (EIA) report was submitted in terms of the National Environmental Management Act, 1998 and the National Environmental Management Waste Act, 2008 in respect of listed activities that have been triggered by applications in terms of the Mineral And Petroleum Resources Development Act, 2002 (MPRDA) (as amended).

The mine planned will be an underground mine and will be known as Lefa Colliery. Leonie Marais-Botes was appointed to provide the heritage specialist report for the EA process for a as per section 38(3) and 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA) as required by section 24(4)b(iii) of NEMA.

*Marais-Botes, L. 2017. Phase 1 Heritage Impact Assessment (HIA) For The Environmental Impact Assessment (EIA) and Water Use Licence Application Process For Mining Right On An Existing Prospecting Right Ref. FS 30/5/1/1/2/10158 PR To Be Known As Lefa Colliery.*

During the survey, sites associated with early mining and structures older than 60 years and graves were identified. The graves were identified in the area identified for the proposed infrastructure development. There are graves younger and older than 60 years along with graves older than 100 years and those of victims of conflict or of individuals of royal descent. The farming and infrastructure development have altered the original

Our Ref:



an agency of the  
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: [info@sahra.org.za](mailto:info@sahra.org.za)  
South African Heritage Resources Agency | 111 Harrington Street | Cape Town  
P.O. Box 4637 | Cape Town | 8001  
[www.sahra.org.za](http://www.sahra.org.za)

Enquiries: Sityhilelo Ngcatsha

Date: Friday September 11, 2020

Page No: 2

Email: [sngcatsha@sahra.org.za](mailto:sngcatsha@sahra.org.za)

CaseID: 15255

landscape in the study area.

It is recommended that the graves situated on the site earmarked for the proposed planned development be conserved in situ. If the proposed outlay for the planned infrastructure cannot be altered the necessary processes and procedures with regard to exhumation and relocation of graves must be followed. The discovery of subsurface archaeological and/or historical material as well as graves must be taken into account in the Environmental Management Programme.

#### Interim Comment

The SAHRA APM unit notes the submitted .kml file along with the EIA document. The PIA however, has not been submitted. Further comments will be issued once the requested PIA report has been submitted.

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

Yours faithfully

---

Sityhilelo Ngcatsha  
Archaeology, Palaeontology, Meteorite Intern  
South African Heritage Resources Agency

---

Phillip Hine  
Manager: Archaeology, Palaeontology and Meteorites Unit  
South African Heritage Resources Agency

Our Ref:



an agency of the  
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: [info@sahra.org.za](mailto:info@sahra.org.za)  
South African Heritage Resources Agency | 111 Harrington Street | Cape Town  
P.O. Box 4637 | Cape Town | 8001  
[www.sahra.org.za](http://www.sahra.org.za)

Enquiries: Sityhilelo Ngcatsha

Date: Friday September 11, 2020

Page No: 3

Email: [sngcatsha@sahra.org.za](mailto:sngcatsha@sahra.org.za)

CaseID: 15255

---

**ADMIN:**

Direct URL to case: <http://www.sahra.org.za/node/538036>

**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.