

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

Enquiries: Sityhilelo Ngcatsha  
Tel: 0212028663  
Email: sngcatsha@sahra.org.za  
CaseID: 21124

Date: Monday May 22, 2023  
Page No: 1

## Final Comment

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

Attention: Mafikeng Local Municipality

Private Bag x 63  
Mmabatho  
2735

### **PROPOSED BUS AND TAXI HOLDING AREA; INCLUDING A FILLING STATION AND ASSOCIATED INFRASTRUCTURE ON ERVEN, 3781, 3780, 710, 602 AND 600, MAFIKENG, NORTH WEST PROVINCE.**

Environmental Management Group (Pty) Ltd has been appointed to undertake the Environmental Authorisation (EA) Application for the development of a proposed bus and taxi holding area; including a filling station and associated infrastructure on erven, 3781, 3780, 710, 602 and 600, Mahikeng, North West Province.

The Draft Basic Assessment Report (DBAR) has been submitted in terms of the National Environmental Management Act (NEMA, Act 107 of 1998) and the NEMA EIA Regulations. The study area has an extent of approximately 3.53 ha.

Paleo Field Services has been appointed to provide heritage specialist input as required by section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA).

*Rossouw, L. 2022. Phase 1 Heritage Impact Assessment for the proposed development of a new Taxi Rank in Mahikeng, NW Province.*

The area is degraded and it is underlain by unfossiliferous Ventersdorp Supergroup volcanics and associated conglomerates, capped by residual soils with a sandy material. There is no evidence of intact or capped Quaternary fossil remains or archaeological material within the study area. There is a fenced cemetery located next to the site which will not be impacted by the proposed development.

It is recommended that the development may proceed, provided that all excavation activities are restricted within the boundaries of the footprint. Impact on potential in situ palaeontological or archaeological material within the study area is considered unlikely.

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## Final Comment

The following comments are made as a requirement in terms of section 3(4) of the NEMA Regulations and 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 Application Unit (DAU) has no objections to the proposed development;
- 38(4)b – The recommendations of the specialists are supported and must be adhered to. Further recommendations are provided for the development as follows:
  - A 100m buffer must be maintained away from the boundary of the cemetery;
- 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 APM Unit (Sityhilelo Ngcatsha/Natasha Higgitt 021 202 8660) must be alerted as per section 35(3) of the NHRA. Non-compliance with section of the NHRA is an offence 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 Burial Grounds and Graves (BGG) Unit (Thingahangwi Tshivhase/Ngqalabutho Madida 012 320 8490), must be alerted immediately as per section 36(6) of the NHRA. Non-compliance with section of the NHRA is an offence in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)d – See section 51 of the NHRA regarding offences;
- 38(4)e – The following conditions apply with regards to the appointment of specialists:
  - 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 and EMPr must be submitted to SAHRA for record purposes;
  - The decision regarding the Amendment of the EA Application must be communicated to SAHRA and uploaded to the SAHRIS Case application.

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

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above in the case header.

Yours faithfully

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

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

**ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/616465>

**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.