



Enquiries: Bernadet Pawandiwa
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CaseID: 12509

Date: Tuesday June 05, 2018

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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: ECA CONSULTING

48 Banfield Crescent, Morningside, Durban 4001

The applicant, the eThekweni Municipality: Human Settlements Unit proposes to construct low-income, medium density housing and associated infrastructure as part of an in-situ upgrade. The proposed activity will take place across the properties described as Portions 3, 4, 5, 6, 7, 8, 9 and 10 of Erf 717, Brickfield, located on Lacey Road in the suburb of Overport. The total combined targeted extent is 2.37 Hectares (Ha) that is anticipated to yield approximately 148 medium density residential sites and a single mixed used site located at the corner of Lacey Road and Clayton Road.

Thank you for the Basic Information Document and the letter of motivation from conducting a full heritage impact assessment with regards to the proposed housing development as outlined above. The extent of the development and general area of location triggers the need for interrogation of the development against the heritage database to determine the need or otherwise for a heritage impact assessment. It is noted that the development is located in an area of low fossil sensitivity and does not require further investigation by a paleontologist. The location of the site in the eThekweni region calls for an assessment as there could be impact on structures and other significant heritage resources. The need for further investigation is negated by the exemption motivation submitted by Jean Beater highlighting that "due to the very disturbed nature of the entire site (including the vacant, uninhabited area), it is highly unlikely that intact heritage resources will be found in the project area therefore it is recommended that the exemption from undertaking a Phase 1 HIA is approved". We concur with the heritage practitioner about the disturbed nature of the site and limited possibility of encountering in-situ surface finds. However we require the developer to ensure that there is no inadvertent damage, disturbance or alteration of any structures that are over 60 years without a permit from Amafa Built Environment Section.

In view of the recommendations of the practitioner, Amafa has no objection to the development. The developer should operate within limits of the prescribed recommendations as laid out 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. Under no circumstances may any heritage material be destroyed or removed from site unless under direction of Amafa and a heritage specialist.
4. Should any remains be found on site that is potentially human remains, the South African Police Service (SAPS) should also be contacted. No SAPS official may disturb or exhume such remains, whether of recent origin or not, without the necessary permission from Amafa.



Amafa AkwaZulu-Natal
Heritage KwaZulu-Natal
Erfenis KwaZulu-Natal

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5. No activities are allowed within 50m of a site, which contains rock art.
6. 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.

Failure to comply with the requirements of the National Heritage Resources Act and the KwaZulu Natal Heritage Resources Act could lead to legal action being instituted against the applicant.

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

Yours faithfully

Bernadet Pawandiwa
Senior Heritage Officer
Amafa/Heritage KwaZulu Natal

James van Vuuren
Deputy Director: Support Services, Technical
Amafa/Heritage KwaZulu Natal

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/504352>
(, 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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