

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
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Enquiries: Briege Williams
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Date: Thursday February 22, 2018

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CaseID: 12227

Letter

In terms of Section 34(1) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Vuyo Ngonyama
National Department of Public Works
Private bag X9027, Cape Town 8000

Proposed upgrades to the shoreline protection along the Island View shoreline

The South African Heritage Resources Agency (SAHRA) would like to thank you for the Notification of Intent to Develop (NID) and the Screening Report for the Upgrading of the Island View Seawalls at the Port of Durban, KZN.

The NID addressed two issues identified by SRK, namely the need to apply for a permit to undertake the upgrading work and the other requesting SAHRA's input regarding whether a Section 38 application is required.

Based on the information provided in the screening report and by PRDW Consulting Port and Coastal Engineers, a number of berths scheduled for upgrading work, namely Berths 1-7, were identified as being older than 60yrs and therefore require a permit. This was duly applied for by SRK and SAHRA supports the application. However, as the upgrading work is only scheduled to commence at the end of 2019 the issuing of the permit has been postponed at the request of the applicant. Once a contractor has been appointed for the project SAHRA will be notified by the applicant and the permit will be issued. It must be noted that payment for the permit has already been made in advance of the permit being issued.

With regard to the need for a Section 38 application, the National Heritage Resources Act, 1999 (Act No. 25 of 1999) requires that:

· *Section 38(1)(c)(ii) – "...any person who intends to undertake a development categorised as – any development or other activity which will change the character of a site exceeding 5 000m² in extent must at the very earliest stages of initiating such a development, notify the responsible heritage resources authority and furnish it with details regarding the location, nature and extent of the proposed development"*.

As the proposed dredging and dredge disposal will affect an area exceeding 5000m² it has been deemed that in line with the legislation set out in the NHRA a separate Section 38 application is needed and should be

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applied for via SAHRIS.

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

Yours faithfully

Briege Williams
Heritage Officer
South African Heritage Resources Agency

Lesla la Grange
Acting Manager: Maritime and Underwater Cultural Heritage
South African Heritage Resources Agency

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/488334>

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.