



## **Liberty Midlands Mall Phase 4 development, uMsunduzi Municipality**

**Our Ref: SAH20/14774**

Enquiries: Bernadet Pawandiwa  
Tel: 033 394 6543  
Email: [bernadep@amafapmb.co.za](mailto:bernadep@amafapmb.co.za)  
CaseID: 14774

Date: Monday February 03, 2020  
Page No: 1

### **Final Comment**

#### **IN TERMS OF SECTION 38(8) OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999) AND SECTION 41 OF THE KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE ACT (ACT 05 OF 2018)**

Attention: Afzelia Environmental Consultants cc

76 Valley View Road, Morning side  
Durban  
4001

**The development of the Liberty Midlands Mall Park Run and Bike Track proposes to include two residential blocks as well as a bike track, trail running routes, archery, put-put / golf and paintball activities. Associated infrastructure will include parking, ablutions, seating areas, an amphitheatre, eating areas and open-air events area. The development will include the construction of a vehicular bridge over the Town Bush River.**

Thank you for the opportunity to comment on this application. It is noted that the proposed area of development was densely vegetated during the site survey by Jean Beater. While this is the case, the heritage practitioner states that "sections of the project area have been disturbed through quarrying and the development of associated roads which would have destroyed any heritage resources in these areas and the areas of steep topography would also mitigate against the possibility of finding heritage resources in those areas."

The heritage practitioner recommended that the Environmental Control Officer or Project Manager be present when clearing of vegetation takes place (prior to excavation) to ensure that heritage sites are not damaged or destroyed.

The KwaZulu Natal Provincial Heritage Resources Authority however requires monitoring of the site by a heritage practitioner during site clearance and initial earth-moving activities to curb the possibility of disturbing, damaging or destroying heritage resources. The Chance Finds Protocol by the Palaeontologist should be incorporated in the EMP.

The KwaZulu Natal Amafa And Research Institute Archaeology, Palaeontology and Meteorites (APM) Unit has no objections to the proposed development within limits of the prescribed recommendations and mitigation measures.



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You are also required to adhere to the below-mentioned standard conditions:

Conditions:

1. The KwaZulu Natal Amafa and Research Institute should be contacted if any heritage objects are identified during earth-moving 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 the KwaZulu Natal and Amafa Research Institute.
3. Under no circumstances may any heritage material be destroyed or removed from site unless under direction of the KwaZulu Natal and Amafa Research Institute 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, without the necessary permission from the KwaZulu Natal and Amafa Research Institute.
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.

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

Yours faithfully

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Bernadet Pawandiwa  
Senior Heritage Officer  
KwaZulu-Natal Amafa and Research Institute



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### **ADMIN:**

Direct URL to case: <https://sahris.sahra.org.za/node/533534>

### 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 the Institute immediately.
3. The Institute reserves the right to request additional information as required.