



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: Nquthu Local Municipality

The project includes the upgrading of a track known as the Magogo Road, in the Silutshana area between Nquthu and Babanango, in northern KwaZulu-Natal. The tracks will be upgraded to a Type 7a Local Road Standard. The road to be upgraded is 2.0kms in length, starting from the end of the L0287, up the Phindo Mountain to join the P16.

Thank you for the opportunity rendered to Amafa to comment on this development in terms of heritage legislation.

In terms of the report by Stephan Gaigher based on the findings of the field survey conducted on 25th February 2015, there are no heritage resources threatened by the development which is basically a road upgrade. Furthermore, according to the desktop study on fossil sensitivity of the area conducted by Dr JF Durand, the study area is dominated by the non-fossiliferous Pietermaritzburg Formation and the fossiliferous Vryheid Formation of the Ecca Group which is known for plant fossils. While it is anticipated that paleontological sites will not be affected as bedrock is not to be disturbed by the proposed road upgrade, an Environmental Control Officer should be appointed to monitor the excavations where exposure of bedrock of Vryheid formation is envisaged as per the Geological report. If fossils are found during construction the ECO must take photographs of the site and determine the locality by means of GPS and document the date, locality, photograph number and short description of the site. This information should be sent to the archaeology section at Amafa so that further mitigation procedures and relevant permits for collection can be implemented and applied for respectively.

Based on the findings contained in the Heritage Impact Assessment Report submitted to us, Amafa, the KwaZulu Natal Provincial Heritage Resources Authority has no objection to the proposed development within limits of the prescribed mitigation measures and recommendations.

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. No activities are allowed within 50m of a site, which contains rock art.
4. 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

Annie van de Venter Radford
Deputy Director: Research, Professional Services and Compliance
Amafa/Heritage KwaZulu Natal

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/345929>

(, 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.

