



Enquiries: Thingahangwi Tracy Tshivhase

Tel: 012 941 4968

Email: ttshivhase@sahra.org.za

CaseID: 13431

Date: Thursday December 05, 2019

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## Letter

### In terms of Section 36(3) of the National Heritage Resources Act (Act 25 of 1999)

Attention: Mr Anton Pelser

A Pelser Archaeological Consulting

P.O. Box 73703

Lynwood Ridge

0040

**Exhumation and Relocation of graves from 2 sites (Site 4 and Site 6) from Portion 5 of the farm Weilaagte 2711R to be impacted by expanding opencast coal mining at Manungu Colliery. Approximately 160 graves & possible graves were identified and social consultation was undertaken and 93 graves were identified and claimed by descendants. Many of these have no known date of death (therefore handled as older than 60 years of age), while some the dates are older than 60 years (identified). 58 of the graves remain unknown.**

Mr A Pelser

Attention: Applicant

Thank you for applying for the exhumation and relocation permit from SAHRA. The Burial Ground and Grave Unit (BGG) unit has reviewed your application and regret to inform you that your application was unsuccessful.

The following are the reasons:

- The public consultation was not completed and no agreement has been reached with affected parties. Families are still expecting meetings to finalize the negotiations.
- The submitted grave-register does not correspond with what the families requested in terms of where some of the remains must be re-interred.

The National Heritage Resources Act 25 of 1999 clearly states under section 36 (5) that '*SAHRA or a provincial heritage resources authority may not issue a permit for any activity under subsection (3)(b) unless it is satisfied that the applicant has, in accordance with regulations made by the responsible heritage resources authority—*

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](mailto: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](http://www.sahra.org.za)

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*(a) made a concerted effort to contact and consult communities and individuals*

*who by tradition have an interest in such grave or burial ground; and*

*(b) **reached agreements** with such communities and individuals regarding the*

*future of such grave or burial ground."*

It is for the above reasons that your application is declined. You are however advised to properly conduct and complete the public consultations and lodge another application.

We wish you all the best.

Regards,

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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Thingahangwi Tracy Tshivhase  
Heritage Officer: Permitting  
South African Heritage Resources Agency

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Mimi Seetelo

Manager:Burial Grounds & Graves Unit

South African Heritage Resources Agency

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## ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/520706>

## 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.