



Final Decision

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: Mr Sipehelele Dlamini
SPHE Consulting Services

Application for Exemption for A Phase 1 Heritage Impact Assessment Mbhava-Mpethu Swayimane Water Supply Project Umgungudlovu District Municipality, KwaZulu-Natal

Thank you for informing Amafa about this development. The motivation for exemption from a full heritage impact assessment has been considered by the APMBG Unit and it is noted that the proposed pipeline network will be aligned along roads and vehicular tracks. The motivation is based on conclusions drawn by eThembeni staff who inspected the proposed pipeline alignment and reservoir localities on 23 and 24 March 2016 with a repeat visit on 08 April and established that there are no heritage resources in the proposed area of development. While the general area is associated with Stone Age, Iron Age and Historical activity, eThembeni emphasises that "Previous surveys within this middle part of the Umgeni Valley (van Schalkwyk, personal observations) have yielded no evidence of Early and Middle Iron Age sites in the vicinities of current settlement."

Considering the arguments put forward by eThembeni in support of this development proposal, Amafa, the KwaZulu Natal Heritage Authority has no objection to the development within the parameters of the following site specific conditions:

- While Amafa takes cognizance of the fact that some of the traditional graves are usually looked after by the families or next of kin of the deceased, the Heritage Practitioner should furnish Amafa and the developer with photos and map showing coordinates of all graves that occur in and immediately adjacent to abandoned and historically more recent homesteads within 25m of the pipeline before any earth-moving activities commence for use during project implementation phase in order to ensure that the graves are not compromised by either the developer or construction team during site clearance, construction and operational phase.
- Areas with graves should not be used as access routes or for stock piling and campsites.
- No material should be sourced from the graves. No graves should be disturbed, damaged, exhumed or relocated without a permit from Amafa and written consent of affected families.

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



Mbhava-Mpethu Swayimane Water Supply Project

Our Ref: SAH16/10017

Enquiries: Bernadet Pawandiwa
Tel: 033 394 6543
Email: bernadep@amafapmb.co.za
CaseID: 10017

Date: Tuesday September 13, 2016

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Conditions:

1. Amafa 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 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/368466>
(, Ref:)

Terms & Conditions:

1. This approval does not exonerate the applicant from obtaining local authority approval or any other necessary approval for



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

PO Box 2685, Pietermaritzburg 3200
Tel: 033 394 6543, Fax: 033 342 6097
Email: amafaddps@amafapmb.co.za
Website: www.heritagekzn.co.za

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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.



Amafa AkwaZulu-Natal
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