



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: Uthungulu District Municipality

Upgrade and construct a bulk water supply and reticulation network for the Middledrift sub supply area 3. The Scheme will be located within the Nkandla Municipal area with the boundary of the scheme defined by the Umhlathuze River to the east, the Thukela River in the west and the Nkandla forest to the north. Land is owned by the Magwaza Tribal Authority - Portion 24 of RESERVE NO 19 15839 DC28 0007 2014

Following a review of the Heritage Impact Assessment report by Frans Prins of Active Heritage, Amafa has no objection to this development subject to the following comments and requirements:

- Strictly maintain a 100m buffer zone around all the identified Early Iron Age sites and a 25m buffer zone around all the identified grave sites.
- Amafa heritage KZN accords general protection to graves outside a formal cemetery including recent graves as these are traditional graves. As such the graves identified in the report are protected in terms of the KwaZulu Natal Heritage Resources Act , Act No.4 of 2008 and should not be disturbed, damaged, exhumed or relocated without a permit from Amafa.
- Due to the sensitive nature of the terrain in which the development is proposed, only use of existing or established roads is acceptable. No access roads may be constructed unless a second phase heritage impact assessment and monitoring by the heritage expert is initiated and approved by Amafa Council.
- A detailed Cultural heritage management Plan is therefore required to cover the construction and operational phase in order to address the potential damage to the identified early iron age sites and the graves.
- The developer's attention is drawn to Section 36 of the KwaZulu Natal Heritage Act, Act 4 of 2008;

(4) No person may exhume, remove from its original position or otherwise disturb, damage, destroy, own or collect any object or material associated with any battlefield site, archaeological site, rock art site, palaeontological site, historic fortification, meteorite or meteorite impact site without the prior written approval of the Council having been obtained on written application to the Council. A permit is therefore required should any disturbance be envisaged.

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



Middledrift bulk water supply and reticulation phases 1 and 2

Our Ref: SAH 14/5834

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CaseID: 5834

Date: Tuesday July 01, 2014

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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.

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/166291>

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.



Amafa AkwaZulu-Natali
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Erfenis KwaZulu-Natal

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