



## 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: Ms Kendyl Le Roux  
WSP Environmental Pty Ltd  
1 on Langford,  
1 Langford Road,  
Westville

**L. Toyi & Associates CC has been appointed by Mhlathuze Water for the design, construction and commissioning of a steel bulk water supply pipeline in the area of Mtubatuba, KwaZulu-Natal. The pipeline is proposed to be approximately 3km in length, with a 813mm diameter. The proposed development of the water pipeline is part of a larger development plan for the area and is proposed to provide bulk water supply as part of the Dukuduku Resettlement Programme (DRSP), co-ordinated by the KwaZulu-Natal Department of Co-operative Governance and Traditional Affairs (COGTA).**

We acknowledge receipt of your invitation for comment with regards to the proposed water supply pipeline. The object of Amafa is to administer, conserve and protect heritage resources of the Province within the terms of KZN Heritage Act no. 4 (2008) and the National Heritage Resources Act No 25 of 1999. We note that the area of proposed development is largely disturbed by human activities thereby compromising the environment.

In view of the findings outlined in the HIA Exemption motivation by Len Schalkwyk and Elizabeth Wahl (ETHEMBENI CULTURAL HERITAGE) that we received for the above proposed development, in terms of KwaZulu Natal Heritage Act No. 4 of 2008 and the National Heritage Resources Act No.25 of 1999 (Section 38 (1), we have no objection to the proposed development.

You are however required to adhere to the below-mentioned 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. Amafa should be contacted if any graves are identified during construction and the following procedure is to be followed:
  - stop construction
  - report finding to local police station
  - report to Amafa to investigate.



# Mtubatuba Water Supply Pipeline

Our Ref: SAHRIS 13/5/13-02

Enquiries: Bernadet Pawandiwa  
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CaseID: 2181

Date: Wednesday June 12, 2013

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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/118453>  
(DAEA, Ref: Mtubatuba Water Supply Pipeline)

## 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  
Heritage KwaZulu-Natal  
Erfenis KwaZulu-Natal

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