



Final Decision

In terms of Section 38 of the National Heritage Resources Act (Act 25 of 1999) and the KwaZulu-Natal Heritage Act (Act 4 of 2008)

Attention: Mr Sam Mahadeo
Department of Public Works
DEPARTMENT OF PUBLIC WORKS, DURBAN REGIONAL OFFICE
12th FLOOR CNR. ALIWAL/WEST STREETS
DURBAN, 4001

ALTERATIONS & ADDITIONS TO PROVIDE ADDITIONAL ACCOMMODATION FOR THE EXISTING JUSTICE COMPLEX ON ERF 434, PORTION 6 OF 435 AND 437 NEWCASTLE

We acknowledge receipt of your invitation for comment with regards to the proposed development. 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. The area of proposed development is very sensitive in terms of heritage values as it is a well known heritage site and is generally protected in terms of Section 33(1) of the KwaZulu Natal Heritage Act. We are aware that a permit application has been lodged with the Amafa Built Environment Section in order to ensure compliance with the heritage legislation and as such the compliance section has no objection to the development on condition that a permit has been approved by the BE Section.

While the possibility of encountering heritage resources including subsurface finds cannot be ruled out during construction activities, since the heritage significance of the site is known, and the site is largely disturbed due to paving, there is no need for a full heritage impact study as the Amafa Built Environment Section can competently handle this application at this stage without subjecting it to an impact assessment.

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

Conditions:

1. No structures older than sixty years or parts thereof are allowed to be demolished, altered or extended without a written permit from Amafa Council. Considering the significance of the structures on this proposed development area, the developer should not commence construction activities without a written permit from the Amafa Built Environment Section.
2. 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



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CaseID: 2372

Date: Thursday October 24, 2013

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Bernadet Pawandiwa
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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/119962>

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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