

**Nigel Access Rd**

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**Final Comment**

**IN TERMS OF SECTION 38 OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999)  
AND SECTION 41 OF THE KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE ACT (ACT 05  
OF 2018)**

Attention: Greenbelt Projects(Pty) Ltd

**Nigel Access Road, located on Re/533 of Farm 533 Imvubukazi, within Ward 19, Umzimkhulu  
Local Municipality, KwaZulu Natal**

The application for comment/decision in terms of heritage legislation was considered by the Provincial Heritage Authority, the KwaZulu Natal Amafa and Research Institute at the Heritage Officers Committee meeting held on 28 May 2021. The Heritage Impact Assessment by Frans Prins- concluded that there are no heritage resources in and around the development precinct that warrant immediate intervention by a heritage practitioner.

The PIA by Prof Marion Bamford further concluded that the proposed development site lies on the non-fossiliferous dolerite of the Jurassic dykes (volcanic origin) and partly on dark grey shales of the Volksrust Formation (Ecca Group, Karoo Supergroup) on which fragmentary plants of the Glossopteris flora or the marine bivalve, Megadesmus, could occur. No palaeontological site visit is required unless fossils are found once excavations for the road foundations have commenced. A Fossil Chance Find Protocol should be added to the EMPr.

The ECO on the project should closely monitor activity around the sensitive areas throughout to ensure that the envisaged resources are not compromised during site clearance and construction activities .

The KwaZulu Natal Amafa and Research Institute therefore has no objection to the proposed development within limits of the stipulated conditions and mitigation measures.

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

Conditions:

1. The KwaZulu Natal Amafa and Research Institute 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 the KwaZulu Natal and Amafa Research Institute.

3. Under no circumstances may any heritage material be destroyed or removed from site unless under direction of the KwaZulu Natal and Amafa Research Institute and a heritage specialist.
4. Should any remains be found on site that is potentially human remains, the South African Police Service (SAPS) should also be contacted. No SAPS official may disturb or exhume such remains, without the necessary permission from the KwaZulu Natal and Amafa Research Institute.
5. No activities are allowed within 50m of a site, which contains rock art.
6. 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 Amafa and Research Institute 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



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Bernadet Pawandiwa  
Senior Heritage Officer  
KwaZulu-Natal Amafa and Research Institute



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Mxolisi Dlamuka  
Head of Secretariat and Administration  
KwaZulu-Natal Amafa and Research Institute

**ADMIN:**



## HERITAGE IDENTIFICATION, MANAGEMENT & PROTECTION

Enquiries: Bernadet Pawandiwa

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Tel: 033 394 6543

Date: Wednesday June 09, 2021

CaseID: 16457

**Our Ref: SAH21/16457**

Direct URL to case: <https://sahris.sahra.org.za/node/574009>  
(, Ref: )

### 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 the Institute immediately.
3. The Institute reserves the right to request additional information as required.