

## Mandeni Cemetery Development

### **Response to NID (Notification of Intent to Develop)**

#### **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: Mandeni Local Municipality

The Mandeni Local Municipality has proposed the establishment of a cemetery located within Padianagar, which is within its area of jurisdiction. The property making up the proposed cemetery site is Lot 1490 of Padianagar, situated within Ward 4 and under the ownership of Mandeni Local Municipality. The property has a total extent of approximately 15.4 hectares and the development footprint is approximately 10 hectares. The site is predominantly vacant and consists of the existing rural dwellings structures located on the periphery and existing informal graves. Majority of the site is classified as a CBA Irreplaceable Area and the eastern and southern boundary of the site is bordered by a watercourse. As a result of the proposed development, indigenous vegetation which is categorised as KZN Coastal Belt Grassland will be cleared. Furthermore, a non-perennial watercourse occurs approximately 60m west of the project area and the Thukela River, which is also classified as a NFEPA Wetland, occurs approximately 400m north of the site. It is anticipated that the proposed site will accommodate approximately 3 600 adult graves and 3600 child graves. The proposed development will entail the establishment of a cemetery together with associated facilities such as a guard house, ablution facilities, access roads, internal roads, stormwater infrastructure, parking facilities and a fence line. The proposed Mandeni cemetery on Lot 1490 of Padianagar, in Mandeni Local Municipality, Ward 4, at KwaZulu Natal will construct 3600 Adult Graves and 3600 Child Graves.

Application for the proposed establishment of a cemetery which will be located within the Mandeni Local Municipality in Padianagar. The property making up the proposed cemetery site is Lot 1490 of Padianagar, situated within Ward 4 and under the ownership of Mandeni Local Municipality. The property has a total extent of approximately 15.4 hectares and the development footprint is approximately 10 hectares.

The application was considered by the Provincial Heritage Authority, the KwaZulu-Natal Amafa and Research Institute on 05 July 2023. The documents submitted in support of the application were reviewed including the Heritage Impact Assessment report (HIA). The conclusion that there are no heritage resources found in the area, as the location where the is proposed has been previously disturbed was accepted by the committee, and as a result, Amafa has no objection to the development

provided that the developer operates within the confines of the recommendations provided in the reports and the records of this decision.

The developer is also required to adhere to the standard conditions detailed below:

**Standard 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. A Chance Finds Procedure must be followed should there be any fossils or graves discovered.
3. No structures older than sixty years or parts thereof are allowed to be demolished, altered, or extended without a permit from the KwaZulu-Natal Amafa and Research Institute.
4. Under no circumstances may any heritage material be destroyed, inundated, collected, or removed from the site unless under the direction of the KwaZulu-Natal and Amafa Research Institute and a heritage specialist.
5. Should any remains, that could potentially be human remains be found on-site, the South African Police Service (SAPS) should be contacted, and the KwaZulu-Natal Amafa and Research Institute must be notified immediately.
6. No SAPS official may disturb or exhume such remains, without the necessary permission from the KwaZulu-Natal Amafa and Research Institute.
7. No activities are allowed within 50m of a site that contains rock art.
8. 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 and environmental (NEMA) legislation.
9. **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 constituted 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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Nokubonga Dlamini  
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:**

Direct URL to case: <https://sahris.sahra.org.za/node/619371>  
(EDTEA, Ref: DC29/0009/2023)

**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.