



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: Mr Evan Mitchell

The sea wall located in front of the Salt Rock Hotel, on the Kwa-ZuluNatal (KZN) north coast was significantly damaged following the high sea and storm event experience along the KZN coast in March 2007. Salt Rock Beach Estates cc (the Applicant) received Environmental Authorisation (EA) for the reconstruction of the sea wall in November 2013 (Ref: DC29/0040/08). While the EA authorises the relevant listed activities to reconstruct damaged sections of the sea wall and reinforce the existing wall, the description of the listed activities only dealt with the reconstruction of the new portions the wall. It is the Applicant's submission that the EA should have been amended in terms of regulation 31 of the Environmental Impact Assessment Regulations, 2014 as the proposed amendments relate to activities that have already been authorised and the changes are intrinsically linked to the development authorised in the EA. This is supported by the coastal engineer who confirmed that reinforcing existing portions of the sea wall will not change the impact significance ratings for impacts as assessed in the Environmental Impact Assessment. The significance of the impacts assessed in the Environmental Impact Assessment would therefore remain unchanged.

The application for comment for this application as outlined above has been considered.

This section has previously issued letters for the development to proceed on 09 June 2009 and again on 17 May 2010 Ref: 09/04/21-01, a decision largely based on the mitigation measures proposed by the heritage practitioner, Albert van Jaarsveld who conducted an assessment of the development site. The Heritage Impact Assessment Report by Albert van Jaarsveld recommended that the developer should apply for a permit from the Amafa Provincial Heritage Authority, see Section 8 (pg 11) of the HIA report.

The current development proposal is basically covering the same footprint for which a heritage impact assessment has been conducted and accepted by this department. SAHRA will separately provide comment from a National Heritage Resources Authority perspective. We are aware that Carla Elliot, the Principal Consultant of WSP Environment & Energy, Africa has initiated communication with the Head of Built Environment Section, Ros Devereux regarding the Salt Rock Sea Wall - Permit for Alteration to a Structure Older than 60 Years. The Built Environment Section has to date not received a formal application for work on the wall.

Amafa therefore has no objection to the development provided that the Built Environment Section has granted a permit for work on the seawall that is generally protected in terms of heritage legislation as previously recommended. You are also required to adhere to the below-mentioned standard conditions:

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



REINFORCEMENT OF SALT ROCK SEA WALL

Our Ref: SAH18/12248

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CaseID: 12248

Date: Friday March 16, 2018

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without a permit from Amafa.

3. No activities are allowed within 50m of a site, which contains rock art.
4. 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 Heritage Resources 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

Bernadet Pawandiwa
Senior Heritage Officer
Amafa/Heritage KwaZulu Natal

James van Vuuren
Deputy Director: Support Services, Technical
Amafa/Heritage KwaZulu Natal

ADMIN:

Direct URL to case: <http://www.sahra.org.za/node/488446>
(EDTEA, Ref: DC29/0023/2017)

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.



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