



## Interim 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 david simpson  
Ntokozweni Commercial Development Company  
PO Box 38  
Ladysmith  
3370

#### proposed 8,4ha housing development on erf 8336 Sunnyside, Newcastle, KwaZulu-Natal

Thank you for the application for decision in terms of the heritage legislation. The general area of Newcastle is well known for yielding heritage resources of archaeological, historical and paleontological value. The proposed project could impact on informal graves, structures, archaeological and palaeontological resources that are protected in terms of sections 33, 34, 35, and 36 of the KwaZulu-Natal Heritage Act (No. 4 of 2008) as well as sections 34, 35, and 36 of the NHRA during earth-moving activities.

The application has been considered and Amafa requires a heritage impact assessment covering social/public consultation on the possibility of graves and military history as well as a specialist report to be compiled by a paleontologist as the proposed site is underlain by sediments of very high paleontological sensitivity. The paleontologist should compile a protocol for finds to form part of the EMPr.

The Study should cover:

- Identification of all heritage resources in the development area and its surroundings -50m
- Assessment of the impact of the development on such heritage
- Evaluation of the impact of the development on heritage resources relative to the sustainable social and economic benefits to be derived from the development
- Results of consultation with communities affected by the proposed development and other interested and affected parties regarding the impact of the development on heritage resources.
- Consideration of alternatives if heritage resources are affected by the development
- Mitigation plans for any adverse effects during and after completion of the project
- Table of all heritage resources identified. This should show Heritage resource type, description, location, significance and reasons for this rating.

Please download our list of Heritage Practitioners from our website [www.heritagekzn.co.za](http://www.heritagekzn.co.za).

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/397193>

**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.

