



## 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: Miss Katherine de Jong  
GIBB Engineering & Science - Durban  
54 Norfolk Terrace  
Westville  
3630

**The proponent, Transnet Engineering (TE), are proposing to construct a steel shed over an existing tarred Locomotive Testing Area at their premises in Bayhead in the Port of Durban, KwaZulu-Natal. The shed to be constructed will have a footprint of approximately 324m<sup>2</sup>. It will also be ±18m from the Umhlatuzana Canal which runs parallel to the border fence, northwest of the property.**

We have received notification of your application for the Transnet locomotive testing shed. The KwaZulu-Natal Heritage Act 10 of 1997 referred to on page 24 was repealed and the KwaZulu Natal Heritage Act 4 2008 Act is the current legislation read in conjunction with the National Heritage Resources Act, 25 of 1999. We note that the development does not fall within triggers of heritage legislation as it is far below the threshold. The construction of the shed will also take place within a disturbed environment. Development may proceed on the hard surface as proposed.

In terms of the KwaZulu Natal Heritage Act No. 4 of 2008 and the National Heritage Resources Act No.25 of 1999 (Section 38 (1), we have no objection to the proposed development .

You are however required to adhere to the below-mentioned 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 without a permit from Amafa.
3. No activities are allowed within 50m of a site, which contains rock art.
4. Amafa should be contacted if any graves are identified during construction and the following procedure is to be followed:
  - stop construction
  - report finding to local police station
  - report to Amafa to investigate.

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/124040>

**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.

