

**KWAZULU-NATAL  
AMAFA AND RESEARCH INSTITUTE**

**ISIKHUNGO SAMAFA NOCWANINGO  
SAKWAZULU-NATALI**

**KWAZULU-NATAL  
AMAFA- EN NAVORSINGSINSTITUUT**

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**Middeldrift WSS  
Our Ref: SAH19/13999**

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CaseID: **13999**

Date: Monday July 8, 2019.

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### FINAL COMMENT

#### **IN TERMS OF SECTION 38(8) 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: Mr Themba Tshabalala

**RE: The King Cetshwayo District Municipality propose to upgrade the bulk water supply and reticulation to Middeldrift Water Supply Scheme (WSS) for Sub Supply Area 3 (SSA 3). The Middeldrift WSS has been previously authorized (DC28/0030/2012).The Middeldrift SSA 3 is located in Ward 13 and Ward 14, Nkandla Local Municipality within the King Cetshwayo District Municipality**

The case has been assessed. The heritage practitioner, Mr. Frans Roodt noted five grade two, Early Iron Age sites close to the proposed development footprint. Furthermore five modern unmarked graves were identified close to the development footprint.

The graves are a living heritage and of importance to the inhabitants of the area therefore the graves must not be damaged or altered.

The heritage sites identified are highly significant on a provincial level (grade two) and should not be damaged or altered in any way. It is therefore necessary to enact the following measures during the development:

Conditions:

1. Place a 100 meter buffer zone around the identified heritage sites.
2. Place a 10 meter buffer zone around the unmarked graves identified.
3. Appoint a heritage practitioner to monitor the development during the construction period around the heritage sites and to ensure that the buffer zones are respected.

The KwaZulu Natal Amafa and Research Institute, (Formerly Amafa aKwaZulu Natal, Heritage KwaZulu Natal, Erfenis KwaZulu Natal), 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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**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.