Basic cultural heritage assessment for the PROPOSED VEHICLE LICENSING FACILITY, KATLEHONG, EKURHULENI LOCAL MUNICIPALITY, GAUTENG PROVINCE

# BASIC CULTURAL HERITAGE ASSESSMENT FOR THE PROPOSED VEHICLE LICENSING FACILITY, KATLEHONG, EKURHULENI LOCAL MUNICIPALITY, GAUTENG PROVINCE

Report No:2013/JvS/073Status:FinalRevision No:0Date:November 2013

Prepared for:

Envirolution Consulting

Representative:	Mr. D Prinsloo
Postal Address:	Unit 25, Sunninghill Office Park, 4 Peltier Road, Sunninghill, 2157
Tel:	086 144 4499
E-mail:	dirk@envirolution.co.za

#### Prepared by:

J van Schalkwyk (D Litt et Phil), Heritage Consultant ASAPA Registration No.: 168 Principal Investigator: Iron Age, Colonial Period, Industrial Heritage

Postal Address:62 Coetzer Avenue, Monument Park, 0181Mobile:076 790 6777Fax:086 611 3902E-mail:jvschalkwyk@mweb.co.za

#### **Declaration:**

I, J.A. van Schalkwyk, declare that I do not have any financial or personal interest in the proposed development, nor its developers or any of their subsidiaries, apart from the provision of heritage assessment and management services.

J A van Schalkwyk (D Litt et Phil) Heritage Consultant November 2013

#### EXECUTIVE SUMMARY

# BASIC CULTURAL HERITAGE ASSESSMENT FOR THE PROPOSED VEHICLE LICENSING FACILITY, KATLEHONG, EKURHULENI LOCAL MUNICIPALITY, GAUTENG PROVINCE

It is proposed to develop a vehicle licensing facility on a section of open land in the centre of Katlehong, Ekurhuleni local municipality, Gauteng Province.

In accordance with Section 38 of the NHRA, an independent heritage consultant was appointed by **Envirolution Consulting** to conduct a basic cultural heritage assessment to determine if the proposed development would have an impact on any sites, features or objects of cultural heritage significance.

The whole region was subjected to farming and urbanization which would have destroyed any pre-colonial or early colonial heritage features that might have occurred here in the past. The only heritage sites known from the region are a number of community cemeteries, all of which are located well outside the area of the proposed development.

• As no sites, features or objects of cultural heritage significance have been identified in the study area, there would be no impact as a result of the proposed development.

Therefore, from a heritage point of view we recommend that the proposed development can continue. We also recommend that if archaeological sites or graves are exposed during development activities, it should immediately be reported to a museum, preferably one at which an archaeologist is available, so that an investigation and evaluation of the finds can be made.

J A van Schalkwyk Heritage Consultant November 2013

# TECHNICAL SUMMARY

Property details						
Province	Gau	teng Province				
Magisterial district	Albe	erton				
District municipality	Eku	rhuleni				
Topo-cadastral map	262	BAC				
Closest town	Katl	ehong				
Farm name & no.						
Portions/Holdings	Erf 5	553				
Coordinates	Poly	Polygon (approximate)				
	No	Latitude	Longitude	No	Latitude	Longitude
	1	S 26.35252	E 28.14408	2	S 26.35257	E 28.14691
	3	S 26.35547	E 28.14696	4	S 26.35542	E 28.14414

Development criteria in terms of Section 38(1) of the NHR Act	Yes/No
Construction of road, wall, power line, pipeline, canal or other linear form of	
development or barrier exceeding 300m in length	
Construction of bridge or similar structure exceeding 50m in length	
Development exceeding 5000 sq m	Yes
Development involving three or more existing erven or subdivisions	
Development involving three or more erven or divisions that have been	
consolidated within past five years	
Rezoning of site exceeding 10 000 sq m	
Any other development category, public open space, squares, parks, recreation grounds	

# Development

Development	
Description	Development of a vehicle licensing facility
Project name	Katlehong Vehicle Licensing Facility

# Land use

Edita 450	
Previous land use	Vacant/sports field
Current land use	Vacant

1

# TABLE OF CONTENTS

	Page
EXECUTIVE SUMMARY	II
TECHNICAL SUMMARY	III
TABLE OF CONTENTS	IV
LIST OF FIGURES	IV
GLOSSARY OF TERMS AND ABBREVIATIONS	V
1. INTRODUCTION	1
2. TERMS OF REFERENCE	1
3. HERITAGE RESOURCES	2
4. STUDY APPROACH AND METHODOLOGY	3
5. DESCRIPTION OF THE AFFECTED ENVIRONMENT	5
6. SITE SIGNIFICANCE AND ASSESSMENT	10
7. RECOMMENDATIONS	10
8. REFERENCES	12
APPENDIX 1: CONVENTIONS USED TO ASSESS THE IMPACT OF PROJECTS ON HERITAGE RESOURCES	13
APPENDIX 2. RELEVANT LEGISLATION	

# LIST OF FIGURES

# Page Fig. 1. Map indicating the track log of the field survey. 4 Fig. 2. Location of the study area (purple outline) in regional context. 5 Fig. 3. Aerial view of the study area, showing the study area (red outline). 6 Fig. 4. Views over the study area. 6 Fig. 5. The 1939 version of the 1:50 000 cadastral map, showing the study area. 7 Fig. 6. Layout of the proposed development. 8 Fig. 7. Layout of the development site. 9

#### **GLOSSARY OF TERMS AND ABBREVIATIONS**

#### TERMS

**Study area:** Refers to the entire study area as indicated by the client in the accompanying Fig. 1 - 2.

**Stone Age:** The first and longest part of human history is the Stone Age, which began with the appearance of early humans between 3-2 million years ago. Stone Age people were hunters, gatherers and scavengers who did not live in permanently settled communities. Their stone tools preserve well and are found in most places in South Africa and elsewhere.

Early Stone Age	2 000 000 - 150 000 Before Present
Middle Stone Age	150 000 - 30 000 BP
Later Stone Age	30 000 - until c. AD 200

**Iron Age:** Period covering the last 1800 years, when new people brought a new way of life to southern Africa. They established settled villages, cultivated domestic crops such as sorghum, millet and beans, and they herded cattle as well as sheep and goats. As they produced their own iron tools, archaeologists call this the Iron Age.

Early Iron Age		AD 200 - AD 900
Middle Iron Age		AD 900 - AD 1300
Late Iron Age		AD 1300 - AD 1830

Historical Period: Since the arrival of the white settlers - c. AD 1840 - in this part of the country.

#### ABBREVIATIONS

ADRC	Archaeological Data Recording Centre
ASAPA	Association of Southern African Professional Archaeologists
CS-G	Chief Surveyor-General
EIA	Early Iron Age
ESA	Early Stone Age
LIA	Late Iron Age
LSA	Later Stone Age
HIA	Heritage Impact Assessment
MSA	Middle Stone Age
NASA	National Archives of South Africa
NHRA	National Heritage Resources Act
PHRA	Provincial Heritage Resources Agency
SAHRA	South African Heritage Resources Agency

# BASIC CULTURAL HERITAGE ASSESSMENT FOR THE PROPOSED VEHICLE LICENSING FACILITY, KATLEHONG, EKURHULENI LOCAL MUNICIPALITY, GAUTENG PROVINCE

#### 1. INTRODUCTION

It is proposed to develop a vehicle licensing facility on a section of open land in the centre of Katlehong, Ekurhuleni local municipality, Gauteng Province.

South Africa's heritage resources, also described as the 'national estate', comprise a wide range of sites, features, objects and beliefs. However, according to Section 27(18) of the National Heritage Resources Act (NHRA), No. 25 of 1999, no person may destroy, damage, deface, excavate, alter, remove from its original position, subdivide or change the planning status of any heritage site without a permit issued by the heritage resources authority responsible for the protection of such site.

In accordance with Section 38 of the NHRA, an independent heritage consultant was appointed by **Envirolution Consulting** to conduct a basic cultural heritage assessment to determine if the proposed development would have an impact on any sites, features or objects of cultural heritage significance.

#### 2. TERMS OF REFERENCE

This report does not deal with development projects outside of or even adjacent to the study area as is presented in Section 5 of this report. The same holds true for heritage sites, except in a generalised sense where it is used to create an overview of the heritage potential in the larger region.

#### 2.1 Scope of work

The aim of this study is to determine if any sites, features or objects of cultural heritage significance occur within the boundaries of the area where it is planned to develop the underground licensing facility and if this would prevent the development from continuing.

This include:

- Conducting a desk-top investigation of the area;
- A visit to the proposed development site,

The objectives were to

- Identify possible archaeological, cultural and historic sites within the proposed development areas;
- Evaluate the potential impacts of construction, operation and maintenance of the proposed development on archaeological, cultural and historical resources;

• Recommend mitigation measures to ameliorate any negative impacts on areas of archaeological, cultural or historical importance.

# 2.2 Limitations

The investigation has been influenced by the following factors:

• The unpredictability of archaeological remains occurring below the surface.

#### 2.3 Assumptions

• It is assumed that a Paleontological Review will be done by a suitably qualified specialist.

# 3. HERITAGE RESOURCES

#### 3.1 The National Estate

The NHRA (No. 25 of 1999) defines the heritage resources of South Africa which are of cultural significance or other special value for the present community and for future generations that must be considered part of the national estate to include:

- places, buildings, structures and equipment of cultural significance;
- places to which oral traditions are attached or which are associated with living heritage;
- historical settlements and townscapes;
- landscapes and natural features of cultural significance;
- geological sites of scientific or cultural importance;
- archaeological and palaeontological sites;
- graves and burial grounds, including-
  - ancestral graves;
  - o royal graves and graves of traditional leaders;
  - o graves of victims of conflict;
  - o graves of individuals designated by the Minister by notice in the Gazette;
  - historical graves and cemeteries; and
  - other human remains which are not covered in terms of the Human Tissue Act, 1983 (Act No. 65 of 1983);
- sites of significance relating to the history of slavery in South Africa;
- movable objects, including-
  - objects recovered from the soil or waters of South Africa, including archaeological and palaeontological objects and material, meteorites and rare geological specimens;
  - objects to which oral traditions are attached or which are associated with living heritage;
  - ethnographic art and objects;
  - o military objects;
  - objects of decorative or fine art;
  - o objects of scientific or technological interest; and
  - books, records, documents, photographic positives and negatives, graphic, film or video material or sound recordings, excluding those that are public records as defined in section 1(xiv) of the National Archives of South Africa Act, 1996 (Act No. 43 of 1996).

# 3.2 Cultural significance

In the NHRA, Section 2 (vi), it is stated that "cultural significance" means aesthetic, architectural, historical, scientific, social, spiritual, linguistic or technological value or significance. This is determined in relation to a site or feature's uniqueness, condition of preservation and research potential.

According to Section 3(3) of the NHRA, a place or object is to be considered part of the national estate if it has cultural significance or other special value because of

- its importance in the community, or pattern of South Africa's history;
- its possession of uncommon, rare or endangered aspects of South Africa's natural or cultural heritage;
- its potential to yield information that will contribute to an understanding of South Africa's natural or cultural heritage;
- its importance in demonstrating the principal characteristics of a particular class of South Africa's natural or cultural places or objects;
- its importance in exhibiting particular aesthetic characteristics valued by a community or cultural group;
- its importance in demonstrating a high degree of creative or technical achievement at a particular period;
- its strong or special association with a particular community or cultural group for social, cultural or spiritual reasons;
- its strong or special association with the life or work of a person, group or organisation of importance in the history of South Africa; and
- sites of significance relating to the history of slavery in South Africa.

A matrix was developed whereby the above criteria were applied for the determination of the significance of each identified site (see Appendix 1). This allowed some form of control over the application of similar values for similar identified sites.

# 4. STUDY APPROACH AND METHODOLOGY

# 4.1 Extent of the Study

This survey and impact assessment covers the area as presented in Section 5 and as illustrated in Figure 1 - 3.

# 4.2 Methodology

#### 4.2.1.1 Survey of the literature

A survey of the relevant literature was conducted with the aim of reviewing the previous research done and determining the potential of the area. In this regard, various anthropological, archaeological and historical sources were consulted – see list of references below.

• Information on events, sites and features in the larger region were obtained from these sources.

#### 4.2.1.2 Data bases

The Heritage Atlas Database, the Environmental Potential Atlas, the Chief Surveyor General and the National Archives of South Africa were consulted.

• Database surveys produced a number of sites located in the larger region of the proposed development.

#### 4.2.1.3 Other sources

Aerial photographs and topocadastral and other maps were also studied - see the list of references below.

• Information of a very general nature were obtained from these sources

#### 4.2.2 Field survey

The field survey was done according to generally accepted archaeological practices, and was aimed at locating all possible sites, objects and structures. The area that had to be investigated was identified by **Envirolution Consulting** by means of maps. The area was investigated by walking transects across the site – see Fig. 1 below.

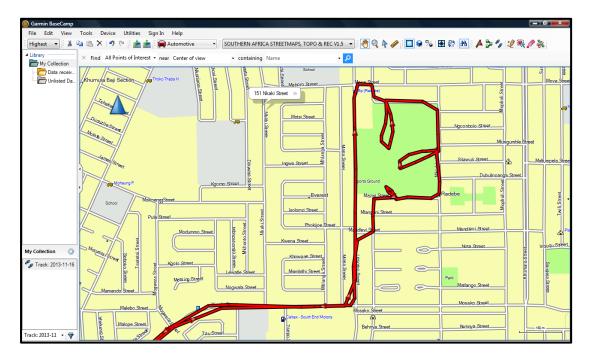


Fig. 1. Map indicating the track log of the field survey.

#### 4.2.3 Documentation

All sites, objects and structures that are identified are documented according to the general minimum standards accepted by the archaeological profession. Coordinates of individual localities are determined by means of the *Global Positioning System* (GPS) and plotted on a map. This information is added to the description in order to facilitate the identification of each locality.

Map datum used: Hartebeeshoek 94 (WGS84).

# 5. DESCRIPTION OF THE AFFECTED ENVIRONMENT

#### 5.1 Site location

The proposed development is located on Erf 553, in the Radebe region of Katlehong (Fig. 1 & 2). For more information, please see the Technical Summary presented above (p. iii).

The geology is made up of granite. The topography of the area is described as strongly undulating plains. The original vegetation is classified a Rocky Highveld Grassland. However, very little of this original vegetation has remained as it was replaced first by farming activities and later by intense urban development.

From the 1939 topocadastral map it can be seen that very little development existed in the region of the study area (Fig. 5).

Currently, two informal soccer fields have been made on the site and a large amount of building rubble have been dumped on the north-eastern corner of the site.

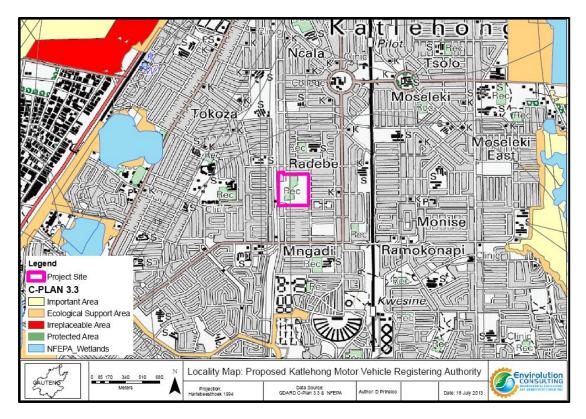


Fig. 2. Location of the study area (purple outline) in regional context. (Map supplied by Envirolution)



Fig. 3. Aerial view of the study area, showing the study area (red outline). (Photo: Google Earth)



Fig. 4. Views over the study area.

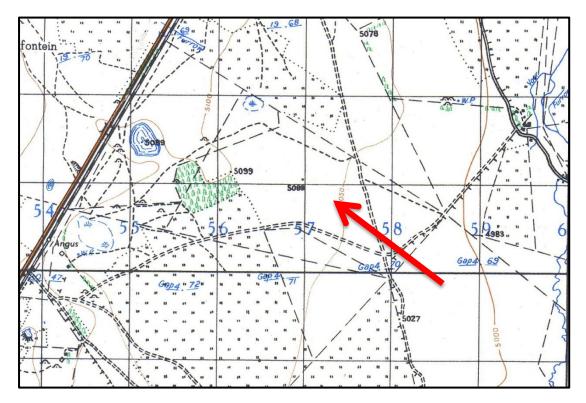


Fig. 5. The 1939 version of the 1:50 000 cadastral map, showing the study area.

# 5.2 Development proposal

Property Development Trust proposes the Taganani Ext 10 Commercial Development and Filling Station on Portion 188 of the Farm Diepsloot 388JR, Johannesburg, Gauteng. The proposed development area is 5,8833 ha in size. The activity entails the development of a township into a retail/commercial area, the construction of a filling station on the northern part of the site and to upgrade the intersection/alignment of Mnandi Road that will amount to 1,3414 ha.

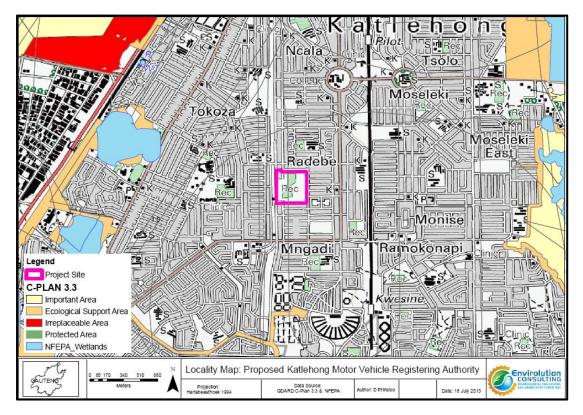


Fig. 6. Layout of the proposed development. (Map 2628CA: Chief Surveyor-General)

#### 5.3 Overview of the region

The aim of this section is to present an overview of the history of the larger region in order to eventually determine the significance of heritage sites identified in the study area, within the context of their historic, aesthetic, scientific and social value, rarity and representivity – see Section 3.2 and Appendix 1 for more information.

The cultural landscape qualities of the larger region essentially consist of a single component, i.e. a rural area in which the human occupation is made up of a pre-colonial element (Stone Age and Iron Age) as well as a much later colonial (farmer) component.

#### Stone and Iron Age

Little is known about Stone Age occupation in the larger region. However, some reports as well as personal experience indicates that some occupation took place during Early Stone Age times, increasing somewhat during the Middle Stone Age. As yet no stratified, sealed site, such as would be found in a rock shelter or cave, is known from the region. People preferred to stay in the open near water sources.

During the Late Iron Age, groups of Tswana-speaking people occupied the region on a large scale. As this was a period of stress and uncertainty, they clustered in large villages which

were built with stone. Some of these are located to the east of the study area in the Suikerbosrand Nature Reserve.

#### Historic period

Since early historic times this has always been a farming landscape. Urbanisation and industrial development took place to the north and east in regions where gold mining took place.

Farmsteads are complex features in the landscape, being made up of different yet interconnected elements. Typically these consist of a main house, gardens, outbuildings, sheds and barns, with some distance from that labourer housing and various cemeteries. In addition roads and tracks, stock pens and wind mills complete the setup. An impact on one element therefore impacts on the whole.

Apart from the formal cemeteries that occur in municipal areas (towns or villages), a number of these, some quite informal, i.e. without fencing, is expected to occur sporadically all over, but probably in the vicinity of the various farmsteads. Many might also have been forgotten, making it very difficult to trace the descendants in a case where the graves are to be relocated.

The Katlehong township was developed in the 1950s. The name, of Northern-Sotho origin translates as "Place of Rest".

#### 5.4 Identified sites

The following sites, features and objects of cultural significance were identified in the study area:

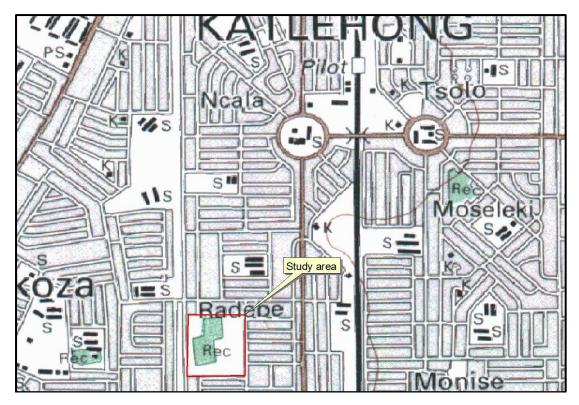


Fig. 7. Layout of the development site. (Map 2628AC: Chief Surveyor-General)

5.4.1 Stone Age

• No sites, features or objects dating to the Stone Age were identified in the study area.

5.4 2 Iron Age

• No sites, features or objects dating to the Iron Age were identified in the study area.

#### 5.4 2 Historic period

• No sites, features or objects dating to the historic period were identified in the study area.

# 6. SITE SIGNIFICANCE AND ASSESSMENT

#### 6.1 Heritage assessment criteria and grading

The NHRA stipulates the assessment criteria and grading of archaeological sites. The following categories are distinguished in Section 7 of the Act:

- **Grade I**: Heritage resources with qualities so exceptional that they are of special national significance;
- **Grade II**: Heritage resources which, although forming part of the national estate, can be considered to have special qualities which make them significant within the context of a province or a region; and
- Grade III: Other heritage resources worthy of conservation, on a local authority level.

The occurrence of sites with a Grade I significance will demand that the development activities be drastically altered in order to retain these sites in their original state. For Grade II and Grade III sites, the applicable of mitigation measures would allow the development activities to continue.

# 6.2 Statement of significance

In terms of Section 7 of the NHRA, all the sites currently known or which are expected to occur in the study area are evaluated to have Grade III significance.

#### 6.3 Impact assessment

Impact analysis of cultural heritage resources under threat of the proposed development, are based on the present understanding of the development:

• As no sites, features or objects of cultural heritage significance have been identified in the study area, there would be no impact as a result of the proposed development.

# 7. RECOMMENDATIONS

The aim of the survey was to locate, identify, evaluate and document sites, objects and structures of cultural significance found within the area in which it is proposed to develop a vehicle licensing facility.

The whole region was subjected to farming and urbanization which would have destroyed any pre-colonial or early colonial heritage features that might have occurred here in the past. The only heritage sites known from the region are a number of community cemeteries, all of which are located well outside the area of the proposed development.

• As no sites, features or objects of cultural heritage significance have been identified in the study area, there would be no impact as a result of the proposed development.

Therefore, from a heritage point of view we recommend that the proposed development can continue. We also recommend that if archaeological sites or graves are exposed during development activities, it should immediately be reported to a museum, preferably one at which an archaeologist is available, so that an investigation and evaluation of the finds can be made.

#### 8. REFERENCES

#### 8.1 Data bases

Chief Surveyor General Environmental Potential Atlas, Department of Environmental Affairs and Tourism. Heritage Atlas Database, Pretoria. National Archives of South Africa

#### 8.2 Literature

Acocks, J.P.H. 1975. *Veld Types of South Africa*. Memoirs of the Botanical Survey of South Africa, No. 40. Pretoria: Botanical Research Institute.

Van Schalkwyk, J.A. 2005. *Heritage impact assessment: Orange Farm Extension 2*. Unpublished report 2005KH74. Pretoria: National Cultural History Museum.

Van Schalkwyk, J.A. 2007a. *Heritage scoping assessment: Doornkuil development*. Unpublished report 2007KH27. Pretoria: National Cultural History Museum.

Van Schalkwyk, J.A. 2007b. *Heritage impact assessment: Project UR 528 – Stretford Ext. 9.* Unpublished report 2007KH27. Pretoria: National Cultural History Museum.

Van Schalkwyk, J.A. 2007c. *Heritage impact assessment of various portions of Waterval 150IR, Sedibeng District Municipality, Gauteng Province*. Unpublished report 2007KH101. Pretoria: National Cultural History Museum.

Van Schalkwyk, J.A. 2010a. *Heritage impact assessment for the proposed water pipeline from Edenpark Reservoir to Palm Ridge X9, Gauteng Province*. Unpublished report 2010/JvS/015. Pretoria.

Van Schalkwyk, J.A. 2010b. *Heritage impact assessment for the proposed Palm Ridge Water pipeline, Gauteng Province*. Unpublished report 2010/JvS/044. Pretoria.

#### 8.3 Maps and aerial photographs

1: 50 000 Topocadastral maps: 2628AC Google Earth

# APPENDIX 1: CONVENTIONS USED TO ASSESS THE IMPACT OF PROJECTS ON HERITAGE RESOURCES

#### Significance

According to the NHRA, Section 2(vi) the **significance** of a heritage sites and artefacts is determined by it aesthetic, architectural, historical, scientific, social, spiritual, linguistic or technical value in relation to the uniqueness, condition of preservation and research potential. It must be kept in mind that the various aspects are not mutually exclusive, and that the evaluation of any site is done with reference to any number of these.

Matrix used for assessing the significance of each identified site/feature

1. Historic value				
Is it important in the community, or pattern of history				
Does it have strong or special association with the life or work of a person, group or				
organisation of importance in history	-			
Does it have significance relating to the history of slavery				
2. Aesthetic value				
It is important in exhibiting particular aesthetic characte community or cultural group	ristics valu	ued by a		
3. Scientific value				
Does it have potential to yield information that will contribute to natural or cultural heritage	o an unders	standing of		
Is it important in demonstrating a high degree of creative or to	echnical ac	hievement		
at a particular period				
4. Social value				
Does it have strong or special association with a particular of	community	or cultural		
group for social, cultural or spiritual reasons	,			
5. Rarity				
Does it possess uncommon, rare or endangered aspects	of natural	or cultural		
heritage				
6. Representivity				
Is it important in demonstrating the principal characteristics o	f a particula	ar class of		
natural or cultural places or objects				
Importance in demonstrating the principal characteristics of a				
or environments, the attributes of which identify it as being cha				
Importance in demonstrating the principal characteristics				
(including way of life, philosophy, custom, process, land-use		design or		
technique) in the environment of the nation, province, region or				
7. Sphere of Significance	High	Medium	Low	
International				
National				
Provincial				
Regional				
Local				
Specific community				
8. Significance rating of feature				
1. Low				
2. Medium				
3.   High				

#### Significance of impact:

- low where the impact will not have an influence on or require to be significantly accommodated in the project design
- medium where the impact could have an influence which will require modification of the project design or alternative mitigation
- high where it would have a "no-go" implication on the project regardless of any mitigation

#### Certainty of prediction:

- Definite: More than 90% sure of a particular fact. Substantial supportive data to verify assessment
- Probable: More than 70% sure of a particular fact, or of the likelihood of that impact occurring
- Possible: Only more than 40% sure of a particular fact, or of the likelihood of an impact occurring
- Unsure: Less than 40% sure of a particular fact, or the likelihood of an impact occurring

#### Recommended management action:

For each impact, the recommended practically attainable mitigation actions which would result in a measurable reduction of the impact, must be identified. This is expressed according to the following:

1 = no further investigation/action necessary

2 = controlled sampling and/or mapping of the site necessary

3 = preserve site if possible, otherwise extensive salvage excavation and/or mapping necessary

4 = preserve site at all costs

#### Legal requirements:

Identify and list the specific legislation and permit requirements which potentially could be infringed upon by the proposed project, if mitigation is necessary.

#### APPENDIX 2. RELEVANT LEGISLATION

All archaeological and palaeontological sites and meteorites are protected by the National Heritage Resources Act (Act no 25 of 1999) as stated in Section 35:

(1) Subject to the provisions of section 8, the protection of archaeological and palaeontological sites and material and meteorites is the responsibility of a provincial heritage resources authority: Provided that the protection of any wreck in the territorial waters and the maritime cultural zone shall be the responsibility of SAHRA.

(2) Subject to the provisions of subsection (8)(a), all archaeological objects, palaeontological material and meteorites are the property of the State. The responsible heritage authority must, on behalf of the State, at its discretion ensure that such objects are lodged with a museum or other public institution that has a collection policy acceptable to the heritage resources authority and may in so doing establish such terms and conditions as it sees fit for the conservation of such objects.

(3) Any person who discovers archaeological or palaeontological objects or material or a meteorite in the course of development or agricultural activity must immediately report the find to the responsible heritage resources authority, or to the nearest local authority offices or museum, which must immediately notify such heritage resources authority.

(4) No person may, without a permit issued by the responsible heritage resources authority-

(a) destroy, damage, excavate, alter, deface or otherwise disturb any archaeological or palaeontological site or any meteorite;

(b) destroy, damage, excavate, remove from its original position, collect or own any archaeological or palaeontological material or object or any meteorite;

(c) trade in, sell for private gain, export or attempt to export from the Republic any category of archaeological or palaeontological material or object, or any meteorite; or (d) bring onto or use at an archaeological or palaeontological site any excavation equipment or any equipment which assist in the detection or recovery of metals or archaeological and palaeontological material or objects, or use such equipment for the recovery of meteorites.

In terms of cemeteries and graves the following (Section 36):

(1) Where it is not the responsibility of any other authority, SAHRA must conserve and generally care for burial grounds and graves protected in terms of this section, and it may make such arrangements for their conservation as it sees fit.

(2) SAHRA must identify and record the graves of victims of conflict and any other graves which it deems to be of cultural significance and may erect memorials associated with the grave referred to in subsection (1), and must maintain such memorials.

(3) No person may, without a permit issued by SAHRA or a provincial heritage resources authority-

(a) destroy, damage, alter, exhume or remove from its original position or otherwise disturb the grave of a victim of conflict, or any burial ground or part thereof which contains such graves;

(b) destroy, damage, alter, exhume, remove from its original position or otherwise disturb any grave or burial ground older than 60 years which is situated outside a formal cemetery administered by a local authority; or

(c) bring onto or use at a burial ground or grave referred to in paragraph (a) or (b) any excavation equipment, or any equipment which assists in the detection or recovery of metals.

(4) SAHRA or a provincial heritage resources authority may not issue a permit for the destruction or damage of any burial ground or grave referred to in subsection (3)(a) unless it is satisfied that the applicant has made satisfactory arrangements for the exhumation and reinterment of the contents of such graves, at the cost of the applicant and in accordance with any regulations made by the responsible heritage resources authority. The National Heritage Resources Act (Act no 25 of 1999) stipulates the assessment criteria and grading of archaeological sites. The following categories are distinguished in Section 7 of the Act:

- **Grade I**: Heritage resources with qualities so exceptional that they are of special national significance;
- **Grade II**: Heritage resources which, although forming part of the national estate, can be considered to have special qualities which make them significant within the context of a province or a region; and
- **Grade III**: Other heritage resources worthy of conservation, and which prescribes heritage resources assessment criteria, consistent with the criteria set out in section 3(3), which must be used by a heritage resources authority or a local authority to assess the intrinsic, comparative and contextual significance of a heritage resource and the relative benefits and costs of its protection, so that the appropriate level of grading of the resource and the consequent responsibility for its management may be allocated in terms of section 8.

Presenting archaeological sites as part of tourism attraction requires, in terms 44 of the Act, a Conservation Management Plan as well as a permit from SAHRA.

(1) Heritage resources authorities and local authorities must, wherever appropriate, coordinate and promote the presentation and use of places of cultural significance and heritage resources which form part of the national estate and for which they are responsible in terms of section 5 for public enjoyment, education, research and tourism, including-

- (a) the erection of explanatory plaques and interpretive facilities, including interpretive centres and visitor facilities;
- (b) the training and provision of guides;
- (c) the mounting of exhibitions;
- (d) the erection of memorials; and
- (e) any other means necessary for the effective presentation of the national estate.

(2) Where a heritage resource which is formally protected in terms of Part I of this Chapter is to be presented, the person wishing to undertake such presentation must, at least 60 days prior to the institution of interpretive measures or manufacture of associated material, consult with the heritage resources authority which is responsible for the protection of such heritage resource regarding the contents of interpretive material or programmes.

(3) A person may only erect a plaque or other permanent display or structure associated with such presentation in the vicinity of a place protected in terms of this Act in consultation with the heritage resources authority responsible for the protection of the place.