



**KWAZULU-NATAL
AMAFA AND RESEARCH
INSTITUTE**

*THE KZN PROVINCIAL HERITAGE
RESOURCES AUTHORITY*

APPLICATION FORM J

Ref/Amafa ID:
File Ref:
EIA no:
Date Received:
Filter Com Recommendation:
Comment date:

**APPLICATION IN TERMS OF THE SECTION 41 OF THE KWAZULU-NATAL
AMAFA AND RESEARCH INSTITUTE ACT (5/2018) AND THE NATIONAL
HERITAGE RESOURCES ACT (SECTION 38) FOR COMMENT ON THE
PROPOSED DEVELOPMENT OF A SITE**

PLEASE NOTE IT IS AN OFFENCE IN TERMS OF THE KWAZULU-NATAL HERITAGE ACT, 2008 TO MAKE ANY FALSE STATEMENT OR FAIL TO PROVIDE REQUIRED INFORMATION IN THIS APPLICATION ([Detach and Consult the attached guidelines before completing this form](#)) THE ONUS IS ON THE APPLICANT TO ENSURE THAT THE CURRENT APPLICATION FORM IS USED. APPLICATIONS ON NON-COMPLIANT FORMS WILL NOT BE PROCESSED

ALL APPLICATION FORMS, DEVELOPMENT PROPOSALS, PHOTOGRAPHS, MOTIVATION, AND PROOF OF PAYMENT ARE TO BE UPLOADED TO THE SAHRIS SYSTEM (www.sahra.org.za). A hard copy must also be delivered to 195 Langalibalele Street, Pietermaritzburg, 3201 OR posted to Box 2685, Pietermaritzburg, 3200. In the case of a failure of the sahris system the application can be emailed to archaeology@amafapmb.co.za and bernadetp@amafapmb.co.za.

A. DEVELOPMENT DETAILS

1. PROJECT TITLE:

COTTONLANDS IN-SITU HOUSING DEVELOPMENT

2. PROJECT DESCRIPTION:

THE PROJECT WILL BE IMPLEMENTED AS AN IN-SITU UPGRADE COMPRISING THE CONSTRUCTION OF LOW-INCOME HOUSING. CURRENT OWNER/OCCUPIERS OF EXISTING HOMES THAT DO NOT MEET THE STANDARD WILL BE SELECTED AS BENEFICIARIES. ALL NEW HOUSES WILL BE CONSTRUCTED WITH THE BOUNDARY PROVIDED. OPEN SPACE WILL BE UTILISED AS MUCH AS POSSIBLE. THERE WILL ALSO BE THE CONSTRUCTION OF NEW SEWER INFRASTRUCTURE AS WELL AS IMPROVEMENTS TO BOTH EXISTING WATER AND ROAD INFRASTRUCTURE.

3. EXTENT OF THE SITE: 2200000 m² 220 ha

EXTENT OF THE DEVELOPMENT AREA (m²): 1560000

GPS CO-ORDINATES: (Decimal format only)

SOUTH: -29.588155°

EAST: 31.055150°

1:50 000 SHEET no: 2931CA

1:10 000 SHEET no: UNKNOWN

B. PROPERTY DESCRIPTION:	
Name of property: CONTTONLANDS AND FROSTERLEY	Title Deed No. T12114/1976
Erf/Lot/Farm No: 1575 AND 17239	GPS Co-ordinates -29.588155° 31.981562
Street Address: N/A	
Local Municipality ETHEKWINI MUNICIPALITY	District Municipality ETHEKWINI MUNICIPALITY
Traditional Authority Area N/A	
Current zoning RESIDENTIAL AND OPEN SPACE	Present use RESIDENTIAL

C. DEVELOPMENT TYPE:	
1. DECISION REQUIRED IN TERMS OF SECTION s41(1) (tick the appropriate box/boxes)	
Linear Development/Barrier exceeding 300m in length e.g. road, pipe/power line, trench, canal or wall	X
Other similar form of linear development/barrier exceeding 300m in length	
Construction of a bridge or similar structure exceeding 50m in length	
Any development exceeding 5 000m ² in extent or any other category of development provided for in regulations	X
Any other activity which would change the character of an area of land or water exceeding 10 000m ² in extent	
Any development involving three or more existing erven or sub-divisions thereof	X
Any other activity involving three or more existing erven or sub-divisions thereof	
Any development or other activity involving three or more existing erven or sub-divisions thereof which have been consolidated within the past 5 years	
Any development or other activity the costs of which will exceed a sum set out in the regulations	
Re-zoning of a site exceeding 10 000m ²	
2. DEVELOPMENTS THAT TRIGGER OTHER LEGISLATION (NEMA, ENVIRONMENTAL CONSERVATION ACT, MINERALS ACT, ETC)	
RESPONSE REQUIRED IN TERMS OF s41(8) (tick the appropriate box/boxes)	
BID	BAR X EIA
EMP	WULA MPRDA
OTHER (describe)	

D. IMPACT ON HERITAGE RESOURCES:	
To your knowledge would the Development impact on any known heritage resources protected in terms of the KZN Amafa and Research Institute Act (5/2018), or is the development located in the vicinity of any of the above? If yes, the Heritage Practitioner must create a site on sahris pinpointing the position of the heritage resource/s discovered. (tick the appropriate box/boxes below)	
s37 - Structures or part thereof that can reasonably be expected to be over 60 years of age	X
s38 - Graves of victims of conflict,	
s39 - Informal and private burial grounds (traditional graves or graves outside of a formal cemetery e.g. a farm cemetery that are over 60 years of age).	X

s40 - Battlefield sites , archaeological sites, rock art sites, palaeontological sites, historic fortifications, ruins over 100 years old, meteorite or meteorite impact sites and any objects or ecofacts associated therewith	
s42 - Protected areas (is the site within a known protected area?)	
s43 - Specially protected heritage resources are listed in Schedule of Heritage Resources	
s44 - Heritage Landmarks including the site on which they are situated	
s45 - Provincial Landmarks and the site on which they are situated (state owned)	
s46 - Graves of members of the Royal Family listed in Schedule of Heritage Resources	
s47 - Battlefield site, public monument or memorial listed in the Schedule of Heritage Resources and any public monument defined in the NHRA and protected in terms of Section 37 of the NHRA, & Section 47 of the KZN Amafa and Research Institute Act (5/2018)	
s49 - Artefacts, or collections thereof on which Heritage Object status has been conferred	


E. CONTACT DETAILS

1. APPLICANT'S DETAILS (OWNER OF PROPERTY)	
NAME ETHEKWINI MUNICIPALITY	
POSTAL ADDRESS 20TH FLOOR, EMBASSY BUILDING 188 ANTON LEMBEDE, DURBAN	
POST CODE 4001	
TEL 031 3127846	FAX/EMAIL LAWRENCE.PATO@DURBAN.GOV.ZA
DECLARATION BY OWNER	
I, <u>LAWRENCE PATO</u>	
(full names of owner/person authorized to sign on behalf of the owner)	
undertake strictly to observe the terms, conditions, restrictions, by-laws and directions under which the KZN Amafa and Research Institute may issue the comment to me.)	
Signature  _____	
Place <u>HILLCREST</u> Date <u>09/06/2021</u>	


2. DELEGATED AUTHORITY (The name of the person authorized to act on behalf the applicant where the owner is a company, trust, or institution – Power or Attorney/proof of authorization to be attached)

NAME	
TEL	FAX/EMAIL

3. DEVELOPER'S DETAILS

NAME(Company/institution/individual) ETHEKWINI MUNICIPALITY	
POSTAL ADDRESS 20TH FLOOR, EMBASSY BUILDING 188 ANTON LEMBEDE, DURBAN	
POST CODE 4001	
TEL 031 3127846	FAX
CELL -	EMAIL LAWRENCE.PATO@DURBAN.GOV.ZA
SIGNATURE  _____	DATE 09/06/2021

4. CONSULTANT'S DETAILS

NAME(Company/institution/individual) ENVIROPRO	
POSTAL ADDRESS PO BOX 1391 KLOOF	
	POST CODE 3640
TEL 031 765 2942	FAX -
CELL 084 657 4125	EMAIL DUSTIN@ENVIROPRO.CO.ZA
SIGNATURE 	DATE 09/06/2021

F. SUBMISSION FEE: R800.00 (subject to annual increment on the 1 April)

The submission fee is payable to the **KZN Amafa and Research Institute** by bank deposit/internet banking (EFT) and proof of payment must be submitted with the application.

ACCOUNT DETAILS:

ABSA BANK: Branch: ULUNDI Bank Code: **630330**

Account in the name of **AMAFI AKWAZULU-NATALI**

Account No. 40-5935-6024

USE SAHRIS ID AS REFERENCE

G. PUBLIC PARTICIPATION: (Contact details of Interested and Affected Parties Consulted - written opinion to be attached to form and drawings to be signed by I & A P. See Guidelines)

Name COUNCILLOR FAKAZI MDLETSHE

Telephone 0724149732 Fax -

H. CHECKLIST OF DOCUMENTATION SUBMITTED

HARD COPY APPLICATION FORM (COMPLETED & SIGNED BY OWNER, DEVELOPER & CONSULTANT)	
APPLICATION FORM UPLOADED TO SAHRIS	
MOTIVATION	
SITE PHOTOGRAPHS/CASE IMAGES	
1:50 000 MAP & SATELLITE AERIAL VIEW	
KML FILE MAP	
SITE PLAN SHOWING ALL FEATURES & HERITAGE RESOURCES	
DEVELOPMENT PLAN SHOWING ALL FEATURES & HERITAGE RESOURCES SUPERIMPOSED THEREON	
PROOF OF PROFESSIONAL ACCREDITATION (e.g. copy of accreditation card/certificate)	
PROOF OF PUBLIC PARTICIPATION	
ENVIRONMENTAL IMPACT ASSESSMENT	
HERITAGE IMPACT ASSESSMENT	
CONSENT LETTER FROM THE OWNER	
LETTER OF APPOINTMENT OF CONSULTANT	
PROOF OF PAYMENT OF SUBMISSION FEE (EFT/BANK DEP/AMAFI CARD)	

KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE

THE KZN PROVINCIAL HERITAGE RESOURCES AUTHORITY
(accredited in terms of the National Heritage Resources Act)

GUIDELINES FOR THE PREPARATION OF APPLICATIONS FOR COMMENT FROM THE PROVINCIAL HERITAGE RESOURCES AUTHORITY ON DEVELOPMENT PROPOSALS IN TERMS OF SECTION 41 OF THE KZN AMAFA & RESEARCH INSTITUTE ACT (5 OF 2018) AND THE NATIONAL HERITAGE RESOURCES ACT (SECTION 38). Please detach from the form before submission

NOTE: The provisions of s38 of the NHRA have been incorporated verbatim into s41 of the **KZN AMAFA & RESEARCH INSTITUTE ACT (5 OF 2018)**.

APPLICATION FORMS

All applications must be made on the relevant official application form and must be accompanied by the relevant supporting documentation.

- A. DEVELOPMENT DETAILS:** Describe the proposed development and motivate and motivate the need and desirability for such a development. Details must be given of the work to be carried out – do not merely refer to the documents submitted.
- B. PROPERTY:** Include the name of the development where applicable. The FARM NAME is the key information and is used as a tracking device in the filing system. Where development is in an urban area the street address is key and if several street numbers apply to the site, all the numbers must be included.

GPS CO-ORDINATES: The KZN Amafa and Research Institute only accepts GPS co-ordinates in decimal format. Other formats may be provided in addition to the decimal format but not to the exclusion of the decimal format.

- C. DEVELOPMENT TYPE:** development applications are made either in terms of:
s41(1) – check the list under C 1 – or
s41(8) – check the list under C 2.
- D. HERITAGE RESOURCES:** Identify any heritage resources uncovered through initial scoping or through the Heritage Impact Assessment. Create a site on the step/page 1 of the application on sahris and pinpoint the positions of the resources on the google map provided. When heritage resources have been found the Institute will require that a Heritage Impact Assessment is carried out by a practitioner registered with the Institute and accredited to carry out such assessments. When appointing the Heritage Practitioner stipulate that the HIA must be uploaded to the application on sahris and that a hard copy must be provided to the Institute.
NB: Section 39 of the KZN Amafa and Research Institute Act (5/2018) has been brought in line with the NHRA and limits the protection of traditional graves to those over 60 years of age.
- E. CONTACT DETAILS:** full contact details of all major players in the development are required.
DECLARATION: The owner must sign the form and any accompanying documentation and must consent to submissions by a third party/agent.
- F. A SUBMISSION FEE** – a service fee determined by the Council of the Institute is payable on submission of all applications. THE APPLICATION WILL NOT BE REGISTERED AS SUBMITTED IF THE PROOF OF PAYMENT IS NOT ATTACHED. USE THE SAHRIS CASE ID AS THE REFERENCE.
- G. PUBLIC PARTICIPATION:**
WHERE GRAVES ARE PRESENT COMMUNITY CONSULTATION MUST BE CARRIED OUT AND EVERY EFFORT MADE TO LOCATE AND CONSULT THE FAMILIES OF THE DECEASED PRIOR TO SUBMISSION OF THIS APPLICATION.
The applicant will be notified of the level of public participation required and will have to bear the costs thereof. Neighbours, Ward Councillors, Traditional Leaders and Heritage Groups should be consulted in the case of demolition/destruction applications.

DOCUMENTS REQUIRED IN SUPPORT OF THIS APPLICATION

All documentation submitted is retained for record purposes and interested and affected parties may apply to view the documentation.

- 1. SUPPORTING DOCUMENTATION: Only Heritage Practitioners registered with the Institute may compile the HIA and related supporting documentation. Permits will require their overseeing the work. Where architectural drawings are required, they must be authored by SACAP registered professionals.**
 - 1.1. PHOTOGRAPHS OF EXISTING FEATURES, STRUCTURE/S ARCHAEOLOGICAL REMAINS, GRAVES, ETC AND THEIR SURROUNDINGS:**

Photographs that clearly illustrate the features of the affected site relevant to the application must be submitted.
 - 1.2. SITE PLAN:** The site plan must be drawn in accordance with the approved surveyor's diagram of the site and must show: scale; the north point; the erf/property/farm number of the site; the location of the site and any structures on it in relation to surrounding roads, buildings and other features; existing buildings, structures, and pools on the site (coloured grey or uncoloured); proposed work (coloured red) and buildings or portions of buildings proposed for demolition (in dotted lines); and the extent of the declared area (in the case of a proclaimed property). Heritage resources must be clearly marked on the plan.
 - 1.3. KML MAP FILE AND AERIAL OR SATELLITE VIEWS OF THE SITE** that clearly illustrate the features of the affected site relevant to the application must be submitted.
 - 1.4. 1:50 000 MAP OF THE SITE** that clearly illustrates the features of the affected site relevant to the application must be submitted.
 - 1.5. ENVIRONMENTAL IMPACT ASSESSMENT** where required the EIA must be compiled in accordance with standards set out in regulations under the environmental legislation.
 - 1.6. HERITAGE IMPACT ASSESSMENTS** must be submitted where any Heritage Resources are found. These reports must comply with the standards set out by the South African Heritage Resources Agency (go to www.sahra.org.za to download the standards) and may only be compiled by practitioners who have registered their accreditation for this work with the Institute. If the HIA is not submitted with the application, the Institute will notify the applicant of the need to submit an HIA if there is reason to believe that heritage resources will be affected by the development.
- 2. SUBMISSION OF APPLICATIONS:** Application forms can be downloaded from www.heritagekzn.co.za – look under the “Permits” tab - download forms – Form J. Electronic submissions must be uploaded to the sahris system operated by the South African Heritage Resources Agency www.sahra.org.za. The application must also be submitted in hard copy delivered to 195 Langalibalele Street, Pietermaritzburg, 3201 OR posted to Box 2685, Pietermaritzburg, 3200. In the case of a failure of the sahris system the application can be emailed to archaeology@amafapmb.co.za and bernadetp@amafapmb.co.za.

When submitting on sahris note that you must still check Section 38 under the case type and KZN – Amafa for the Provincial Heritage Resources Authority.

The applicant is the “owner” and the Assessor is the “Consultant” and the correct fields must be completed.

The Consent Letters allowing a developer to act on behalf of the owner or the Consultant to upload the case to sahris must be placed in the correct boxes which are blocked from public view.

The proof of payment must also be loaded to the designated box to prevent members of the public obtaining banking details, etc from the document.
- 3. PROCESSING OF APPLICATIONS:** applications are processed in the order in which they are received, except during the December/January holiday break. The Institute will receipt the application and alert the applicant to any missing information within 2 weeks of submission. Allow 90 days for processing of complex applications as these may be submitted to external reviewers. Lobbying of external reviewers will disqualify the application. Written responses to applications will be uploaded to sahris. The application will not be responded to telephonically or via email unless the sahris system is not operating.

***PLEASE NOTE: INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED.
Allow 90 days from the receipt of all required documentation**



IN ASSOCIATION WITH INKANYEZI YETHU

- 082 568 3687
- josette@enviropro.co.za
- 082 887 4362
- iain@enviropro.co.za
- P.O. Box 1391, Kloof, 3640
- 031 765 2942
- 086 549 0342

Date : 06/11/2019

Ward Councillor

Name : Fakazi Mdlaliso
 Phone : 081 31121790
 Fax : N/A
 E-mail : fakazi.mdlaliso@durban.gov.za
 Postal : PST Wickstead
Verulam 4340

Courier Address for Draft BAR

Dear Sir/Madam

Re: Cottonlands Housing Development

We wish to thank you for taking the time to meet with us regarding the abovementioned project. This letter serves as confirmation that you have received the notification regarding the proposed project and agree to pass on the information to the remainder of the community leaders.

Further to our discussions with yourself, your signature below confirms that you are willing to notify the local community members of the proposal and have agreed to distribute the pamphlets provided to you for this purpose.

Kind Regards

Dustin Bell

Fakazi

Name

[Signature]

Signature

Dustin Bell

Witness Name

[Signature]

Signature



IN ASSOCIATION WITH INKANYEZI YETHU

082 568 3687
josette@enviropro.co.za
082 887 4362
iain@enviropro.co.za
P.O. Box 1391, Kloof, 3640
031 765 2942
086 549 0342

Meeting Minutes

Project Title: Cotton Lands Housing Development
Location: Ward 60 Councillor's Office – Verulam
Date: 06 November 2019

Attendees:

Simphiwe Khumalo SK
Dustin Bell DB
Fakazi Mdletshe FM

Agenda

1. Introductions
2. Presentation of information by Simphiwe Khumalo and Dustin Bell of EnviroPro
3. Agreement regarding notification of the community
4. Discussion and Questions

Introduction to Project & Purpose of Meeting

We wish to thank the ward councillors for taking the time to meet to discuss the project. The purpose of this meeting was to introduce the proposal to the representatives of the community so as to allow them to notify community members through the official recognised channels. The meeting also served to allow the consultants to meet the community representatives and answer any comments or concerns they might have. These meeting minutes will be distributed to registered I and APs and authorities as part of the Basic Assessment Report.

The eThekweni Municipality proposes to construct the in-situ Cotton Lands Housing Development. Environmental Authorisation is required for the clearance of more than 1ha of indigenous vegetation this clearance will also take place within a critically endangered ecosystem, Interior North Coast Grasslands, listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004). In order to provide sanitation, there may also be the requirement to construct a new bulk sewer pipeline in excess of 1km. A number of constructions activities will also take place within and in close proximity to a watercourse. A Water Use Authorisation is also required in terms of Section 21 (c) & (i) of the NWA for any activity that will alter the beds, banks, and flow of a watercourse including within the regulated area i.e. 500m of a wetland.

Please note that the following is only a summary of the discussions held and comments have not been recorded exactly as stated while additional information may have been added to responses where this may not have been available at the time of the meeting. Therefore please review the below summary and confirm that your comments have been acceptably represented.

Comments

1. FM welcomed the EnviroPro team and asked if we should wait for other people who were invited to the meeting.
[DB thanked FM for making time to meet.](#)

2. DB explained that EnviroPro has undertaken the site assessment, DB also pointed on the map the additional area that the engineers asked EnviroPro as they want to maximize the area in order to provide as much housing as possible. DB stated that the main reason why an EIA is required is due to clearing of vegetation and land used for agriculture.
This was noted by Cllr Mdletshe.
3. DB explained that BVI is still looking into the different sanitation options DB added that if waterborne sanitation is selected the bulk sewer line will have to be included.
FM stated that he is aware of the sanitation issue and explained a bulk sewer line would be expensive to construct due to the distance to the nearest Waste Water Treatment Works.

This was noted by DB.
4. DB suggested four different locations for erecting signboards, DB went on to explain that these location act as main entrances into the community.
FM noted this and also suggested additional locations which are at busy taxi stops within the community.

This was noted by DB.
5. DB mentioned that the site boundary falls within two other wards. DB asked if FM was happy if EnviroPro notifies the relevant councillors. SK also added that the Ward Councilors are Councilor Pullan (Ward 58) and Councilor Munien (Ward 61).

FM indicated he had no problem with notifying of the other councillors.
6. SK queried with FM if he was happy that EnviroPro continues speaking to Njabulo (PLO) prior to any site visits.
FM indicated he had no problem with this however he also suggested that EnviroPro make himself aware so that when people call him, he will be able to answer their questions.

DB added that EnviroPro is still to send specialist to site so EnviroPro will notify FM prior to these specialists going to site.
7. There were no further comments or questions, all the documents were signed and the meeting was closed.

