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LW CONSULTANTS: PROPOSED BOSPOORT SAND MINE PROJECT, KROONSTAD, FEZILE DABI DISTRICT MUNICIPALITY, FREE STATE PROVINCE

Archaeological Impact Assessment



Prepared for: **LW Consultants**

Prepared by: **Exigo Sustainability**



An EOH Company

Email info@exigo3.com
Tel +27 012 751 2160
Fax +27 086 607 2406

The Village Office Park (Block E),
309 Glenwood Road, Faerie Glen,
Pretoria, 0043

Postnet Suite 74,
Private Bag X07,
Arcadia, 0007

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www.exigo3.com

ARCHAEOLOGICAL IMPACT ASSESSMENT (AIA) OF DEMARCTED AREAS ON A PORTION OF THE REMAINDER OF THE FARM BOSPOORT 558 FOR THE PROPOSED BOSPOORT SAND MINE PROJECT IN THE FEZILE DABI DISTRICT MUNICIPALITY, FREE STATE PROVINCE

Conducted on behalf of:

LW Consultants

Compiled by:

Nelius Kruger (BA, BA Hons. Archaeology Pret.)

Reviewed by:

Keith Wiehahn (LW Consultants)

Document History

Document Version 1 (Draft) – 25 February 2018

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I, Nelius Le Roux Kruger, declare that –

- I act as the independent specialist;
- I am conducting any work and activity relating to the proposed Bospoort Sand Mine Project in an objective manner, even if this results in views and findings that are not favourable to the client;
- I declare that there are no circumstances that may compromise my objectivity in performing such work;
- I have the required expertise in conducting the specialist report and I will comply with legislation, including the relevant Heritage Legislation (National Heritage Resources Act no. 25 of 1999, Human Tissue Act 65 of 1983 as amended, Removal of Graves and Dead Bodies Ordinance no. 7 of 1925, Excavations Ordinance no. 12 of 1980), the Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment (SAHRA, AMAFA and the CRM section of ASAPA), regulations and any guidelines that have relevance to the proposed activity;
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EXECUTIVE SUMMARY

This report details the results of an Archaeological Impact Assessment (AIA) study subject to an Environmental Basic Assessment (BA) process for the proposed Bospoort Sand Mine Project on a portion of the Remainder of the Farm Bospoort 558 in the Fezile Dabi District Municipality, Free State Province. The project entails the proposed mining of sand along the banks of the Vals River over a surface area not exceeding **6ha**. The report includes background information on the area’s archaeology, its representation in Southern Africa, and the history of the larger area under investigation, survey methodology and results as well as heritage legislation and conservation policies. A copy of the report will be supplied to the South African Heritage Resources Agency (SAHRA) and recommendations contained in this document will be reviewed.

Project Title	Bospoort Sand Mine Project
Project Location	S27.60460° E27.10167°
1:50 000 Map Sheet	2727CA
Farm Portion / Parcel	A portion of the Remainder of the Farm Bospoort 558
Magisterial District / Municipal Area	Fezile Dabi District Municipality
Province	Free State Province

The history of the Northern Free State is reflected in a rich archaeological landscape. Sites, documenting Stone Age habitation occur in places, mostly in open air locales or in sediments alongside rivers or pans. Bantu-speaking groups moved into this area during the last millennia and these presumably Sotho groups occupied the landscape during the Late Iron Age times at around AD 1500-1800. Settlement by Iron Age communities occurred near rivers and close to rocky outcrops. European farmers, settling in the area since the middle of the 19th century, divided up the landscape into a number of farms. In recent years an urban element developed, expanding at a rapid rate, largely as a result of mining development in the region. The proposed Bospoort Sand Mine Project area occurs along the banks of the Vals River in a largely pristine riparian landscape. Small surface portions of the area have been altered and transformed as a result of on-going sand mining. No sites or features of heritage potential were located in the project area and the following general recommendations are made based on general observations at the site.

- A Palaeontological Desktop Assessment should be considered for the project but as a general rule, any fossil remains such as fossil fish, reptiles or petrified wood exposed during construction should be carefully safeguarded and the relevant heritage resources authority (Free State-PHRA) should be notified immediately so that the appropriate action can be taken by a professional palaeontologist.
- Considering the localised nature of heritage remains, the general monitoring of the development progress by an ECO is recommended for all stages of the project. Should any subsurface palaeontological, archaeological or historical material, or burials be exposed during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately
- It is essential that cognisance be taken of the larger archaeological landscape of the area in order to avoid the destruction of previously undetected heritage sites. It should be stated that the possibility of undetected archaeological remains occurring elsewhere in the project area should not be excluded.

Burials and historically significant structures dating to the Colonial Period occur on farms in the area and these resources should be avoided during all phases of construction and development, including the operational phases of the development.

- Since the intrinsic heritage and social value of graves and cemeteries are highly significant, these resources require special management measures. Should human remains be discovered at any stage, these should be reported to the Heritage Specialist and relevant authorities (SAHRA) and development activities should be suspended until the site has been inspected by the Specialist. The Specialist will advise on further management actions and possible relocation of human remains in accordance with the Human Tissue Act (Act 65 of 1983 as amended), the Removal of Graves and Dead Bodies Ordinance (Ordinance no. 7 of 1925), the National Heritage Resources Act (Act no. 25 of 1999) and any local and regional provisions, laws and by-laws pertaining to human remains. A full social consultation process should occur in conjunction with the mitigation of cemeteries and burials.

This report details the methodology, limitations and recommendations relevant to these heritage areas, as well as areas of proposed development. It should be noted that recommendations and possible mitigation measures are valid for the duration of the development process, and mitigation measures might have to be implemented on additional features of heritage importance not detected during this Phase 1 assessment (e.g. uncovered during the construction process).

NOTATIONS AND TERMS/TERMINOLOGY

Absolute dating: Absolute dating provides specific dates or range of dates expressed in years.

Archaeological record: The archaeological record minimally includes all the material remains documented by archaeologists. More comprehensive definitions also include the record of culture history and everything written about the past by archaeologists.

Artefact: Entities whose characteristics result or partially result from human activity. The shape and other characteristics of the artefact are not altered by removal of the surroundings in which they are discovered. In the Southern African context examples of artefacts include potsherds, iron objects, stone tools, beads and hut remains.

Assemblage: A group of artefacts recurring together at a particular time and place, and representing the sum of human activities.

Context: An artefact's context usually consists of its immediate *matrix*, its *provenience* and its *association* with other artefacts. When found in *primary context*, the original artefact or structure was undisturbed by natural or human factors until excavation and if in *secondary context*, disturbance or displacement by later ecological action or human activities occurred.

Cultural Heritage Resource: The broad generic term *Cultural Heritage Resources* refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

Cultural landscape: A cultural landscape refers to a distinctive geographic area with cultural significance.

Cultural Resource Management (CRM): A system of measures for safeguarding the archaeological heritage of a given area, generally applied within the framework of legislation designed to safeguard the past.

Feature: Non-portable artefacts, in other words artefacts that cannot be removed from their surroundings without destroying or altering their original form. Hearths, roads, and storage pits are examples of archaeological features

Impact: A description of the effect of an aspect of the development on a specified component of the biophysical, social or economic environment within a defined time and space.

Lithic: Stone tools or waste from stone tool manufacturing found on archaeological sites.

Matrix: The material in which an artefact is situated (sediments such as sand, ashy soil, mud, water, etcetera). The matrix may be of natural origin or human-made.

Midden: Refuse that accumulates in a concentrated heap.

Microlith: A small stone tool, typically knapped of flint or chert, usually about three centimetres long or less.

Monolith: A geological feature such as a large rock, consisting of a single massive stone or rock, or a single piece of rock placed as, or within, a monument or site.

Phase 1 CRM Assessment: An Impact Assessment which identifies archaeological and heritage sites, assesses their significance and comments on the impact of a given development on the sites. Recommendations for site mitigation or conservation are also made during this phase.

Phase 2 CRM Study: In-depth studies which could include major archaeological excavations, detailed site surveys and mapping / plans of sites, including historical / architectural structures and features. Alternatively, the sampling of sites by collecting material, small test pit excavations or auger sampling is required. Mitigation / Rescue involves planning the protection of significant sites or sampling through excavation or collection (in terms of a permit) at sites that may be lost as a result of a given development.

Phase 3 CRM Measure: A Heritage Site Management Plan (for heritage conservation), is required in rare cases where the site is so important that development will not be allowed and sometimes developers are encouraged to enhance the value of the sites retained on their properties with appropriate interpretive material or displays.

Provenience: Provenience is the three-dimensional (horizontal and vertical) position in which artefacts are found. Fundamental to ascertaining the provenience of an artefact is *association*, the co-occurrence of an artefact with other archaeological remains; and *superposition*, the principle whereby artefacts in lower levels of a matrix were deposited before the artefacts found in the layers above them, and are therefore older.

Random Sampling: A probabilistic sampling strategy whereby randomly selected sample blocks in an area are surveyed. These are fixed by drawing coordinates of the sample blocks from a table of random numbers.

Scoping Assessment: The process of determining the spatial and temporal boundaries (i.e. extent) and key issues to be addressed in an impact assessment. The main purpose is to focus the impact assessment on a manageable number of important questions on which decision making is expected to focus and to ensure that only key issues and reasonable alternatives are examined. The outcome of the scoping process is a Scoping Report that includes issues raised during the scoping process, appropriate responses and, where required, terms of reference for specialist involvement.

Site (Archaeological): A distinct spatial clustering of artefacts, features, structures, and organic and environmental remains, as the residue of human activity. These include surface sites, caves and rock shelters, larger open-air sites, sealed sites (deposits) and river deposits. Common functions of archaeological sites include living or habitation sites, kill sites, ceremonial sites, burial sites, trading, quarry, and art sites,

Stratigraphy: This principle examines and describes the observable layers of sediments and the arrangement of strata in deposits

Systematic Sampling: A probabilistic sampling strategy whereby a grid of sample blocks is set up over the survey area and each of these blocks is equally spaced and searched.

Trigger: A particular characteristic of either the receiving environment or the proposed project which indicates that there is likely to be an *issue* and/or potentially significant *impact* associated with that proposed development that may require specialist input. Legal requirements of existing and future legislation may also trigger the need for specialist involvement.

LIST OF ABBREVIATIONS

Abbreviation	Description
ASAPA	Association for South African Professional Archaeologists
AIA	Archaeological Impact Assessment
BP	Before Present
BCE	Before Common Era
CRM	Culture Resources Management
EIA	Early Iron Age (also Early Farmer Period)
EIA	Environmental Impact Assessment
EFP	Early Farmer Period (also Early Iron Age)
ESA	Earlier Stone Age
GIS	Geographic Information Systems
HIA	Heritage Impact Assessment
ICOMOS	International Council on Monuments and Sites
K2/Map	K2/Mapungubwe Period
LFP	Later Farmer Period (also Later Iron Age)
LIA	Later Iron Age (also Later Farmer Period)
LSA	Later Stone Age
MIA	Middle Iron Age (also Early later Farmer Period)
MRA	Mining Right Area
MSA	Middle Stone Age
NHRA	National Heritage Resources Act No.25 of 1999, Section 35
PFS	Pre-Feasibility Study
PHRA	Provincial Heritage Resources Authorities
SAFA	Society for Africanist Archaeologists
SAHRA	South African Heritage Resources Association
YCE	Years before Common Era (Present)

TABLE OF CONTENTS

EXECUTIVE SUMMARY	3
1 BACKGROUND.....	10
1.1 SCOPE AND MOTIVATION	10
1.2 PROJECT DIRECTION	10
1.3 PROJECT BRIEF	10
1.4 TERMS OF REFERENCE	12
1.5 CRM: LEGISLATION, CONSERVATION AND HERITAGE MANAGEMENT.....	12
1.5.1 <i>Legislation regarding archaeology and heritage sites</i>	12
1.5.2 <i>Background to HIA and AIA Studies</i>	14
2 REGIONAL CONTEXT.....	15
2.1 AREA LOCATION	15
2.2 AREA DESCRIPTION: RECEIVING ENVIRONMENT	15
2.3 SITE DESCRIPTION	15
3 METHOD OF ENQUIRY.....	19
3.1 SOURCES OF INFORMATION	19
3.1.1 <i>Desktop Study</i>	19
3.1.2 <i>Aerial Survey</i>	19
3.1.3 <i>Mapping of sites</i>	19
3.1.4 <i>Field Survey</i>	22
3.1.5 <i>General Public Liaison</i>	22
3.2 LIMITATIONS.....	22
3.2.1 <i>Access</i>	22
3.2.2 <i>Visibility</i>	22
3.2.3 <i>Limitations and Constraints</i>	26
3.3 IMPACT ASSESSMENT	26
4 ARCHAEO-HISTORICAL CONTEXT.....	26
4.1 THE ARCHAEOLOGY OF SOUTHERN AFRICA.....	26
4.2 THE NORTHERN FREE STATE HERITAGE LANDSCAPE.....	27
4.2.1 <i>Early History and the Stone Ages</i>	27
4.2.2 <i>Iron Age / Farmer Period</i>	28
4.2.3 <i>Pastoralism and the last 2000 years</i>	30
4.2.4 <i>Later History: The Kroonstad Landcape</i>	30
5 RESULTS: ARCHAEOLOGICAL SURVEY	32
5.1 THE STONE AGE	32
5.2 THE IRON AGE FARMER PERIOD	32
5.3 HISTORICAL / COLONIAL PERIOD AND RECENT TIMES.....	32
5.4 GRAVES	32
6 RESULTS: STATEMENT OF SIGNIFICANCE AND IMPACT RATING	32
6.1 POTENTIAL IMPACTS AND SIGNIFICANCE RATINGS	32
6.1.1 <i>General assessment of impacts on resources</i>	32
6.1.2 <i>Direct impact rating</i>	33
6.1.3 <i>Discussion: Evaluation of Results and Impacts</i>	33
6.1.4 <i>Archaeology</i>	33
6.1.5 <i>Built Environment</i>	33

6.1.6	<i>Cultural Landscape</i>	33
6.1.7	<i>Graves / Human Burials Sites</i>	33
6.2	MANAGEMENT ACTIONS	34
7	RECOMMENDATIONS	35
8	GENERAL COMMENTS AND CONDITIONS	35
9	BIBLIOGRAPHY	37
9.1	PUBLISHED LITERATURE.....	37
9.2	UNPUBLISHED SOURCES AND REPORTS	38
9.3	ARCHIVE MAPS AND LEGISLATION.....	38
9.4	WEB SOURCES	38
10	ADDENDUM 1: HERITAGE LEGISLATION BACKGROUND	39
10.1	CRM: LEGISLATION, CONSERVATION AND HERITAGE MANAGEMENT.....	39
10.1.1	<i>Legislation regarding archaeology and heritage sites</i>	39
10.1.2	<i>Background to HIA and AIA Studies</i>	40
10.2	ASSESSING THE SIGNIFICANCE OF HERITAGE RESOURCES.....	42
	- CATEGORIES OF SIGNIFICANCE	42
11	ADDENDUM 2: CONVENTIONS USED TO ASSESS THE SIGNIFICANCE OF HERITAGE	44
11.1	SITE SIGNIFICANCE MATRIX	44
11.2	IMPACT ASSESSMENT CRITERIA.....	45
11.3	DIRECT IMPACT ASSESSMENT CRITERIA	46
11.4	MANAGEMENT AND MITIGATION ACTIONS.....	47

LIST OF FIGURES

Figure 1-1: Map indicating the general locality of the proposed Bospoort Sand Mine Project (map courtesy of LW Consultants).....	11
Figure 2-1: 1:250 00 Map representation of the location of the proposed Bospoort Sand Mine Project (map courtesy of LW Consultants).....	16
Figure 2-2: 1:50 00 Map representation of the location of the proposed Bospoort Sand Mine Project (sheet 2727CA) (map courtesy of LW Consultants).....	17
Figure 2-3: Aerial representation of the regional setting for the proposed Bospoort Sand Mine Project.....	18
Figure 3-1: An historical aerial image comparison of the project site (yellow circle line), dating to 1950 (top) and 2017 (bottom). No historical or recent man-made features can be identified within the project area on these images.	20
Figure 3-2: Topographical maps of the project area (green polygon) dating to 1954 (left) and 191975 (right). According to the maps, no formal man-made structures or features occurred in the project area.....	21
Figure 3-3: View of the project area on the banks of the Vals River.....	22
Figure 3-4: View of a grass cover and an access road in the project area.....	23
Figure 3-5: The banks of the Vals River in the project area.	23
Figure 3-6: View of current sand mining activities on the banks of the Vals River in the project area.....	23
Figure 3-7: Riparian vegetation and trees along the banks of the Vals River.	24
Figure 3-8: View of grass paddocks inland from the Vals River in the project area.....	24
Figure 3-9: View of dense vegetation in the project area, looking south.	24
Figure 3-10: Glass, metal and paper dating the recent period observed in the access road to the project site.	25
Figure 3-11: View of the Vals River, looking south.	25
Figure 3-12: View of the Vals River and its banks in the project area, looking north.	25
Figure 4-1: Typical ESA handaxe (left) and cleaver (center). To the right is a MSA scraper (right, top), point (right, middle) and blade (right, bottom).	28
Figure 4-2: View of preserved Iron Age stone walling on the farm Middenspruit.....	29
Figure 4-3: Undecorated potsherd and an upper grindstone documented by Dreyer on the farm Middenspruit.....	30
Figure 4-4: The original title deed for the farm Bospoort C.1863.	31

1 BACKGROUND

1.1 Scope and Motivation

Exigo Sustainability was commissioned by LW Consultants for an Archaeological Impact Assessment (AIA) study subject to an Environmental Basic Assessment (BA) process for the proposed Bospoort Sand Mine Project in the Free State Province. The rationale of this AIA is to determine the presence of heritage resources such as archaeological and historical sites and features, graves and places of religious and cultural significance in previously unstudied areas; to consider the impact of the proposed project on such heritage resources, and to submit appropriate recommendations with regard to the cultural resources management measures that may be required at affected sites / features.

1.2 Project Direction

Exigo Sustainability's expertise ensures that all projects be conducted to the highest international ethical and professional standards. As archaeological specialist for Exigo Sustainability, Mr Neels Kruger acted as field director for the project; responsible for the assimilation of all information, the compilation of the final consolidated AIA report and recommendations in terms of heritage resources on the demarcated project areas. Mr Kruger is an accredited archaeologist and Culture Resources Management (CRM) practitioner with the Association of South African Professional Archaeologists (ASAPA), a member of the Society for Africanist Archaeologists (SAFA) and the Pan African Archaeological Association (PAA) as well as a Master's Degree candidate in archaeology at the University of Pretoria.

1.3 Project Brief

The author was contracted to undertake a heritage assessment of proposed activities for proposed mining of sand on a portion of the Remainder of the Farm Bospoort 558. The proposed mining area occurs along the banks of the Vals River over a surface area not exceeding **6ha** (see Figure 1-1). The purpose of this assessment is to identify possible areas of heritage sensitivity and constraints that would affect the development, and provide recommendations as to potential mitigation and management of such heritage receptors.

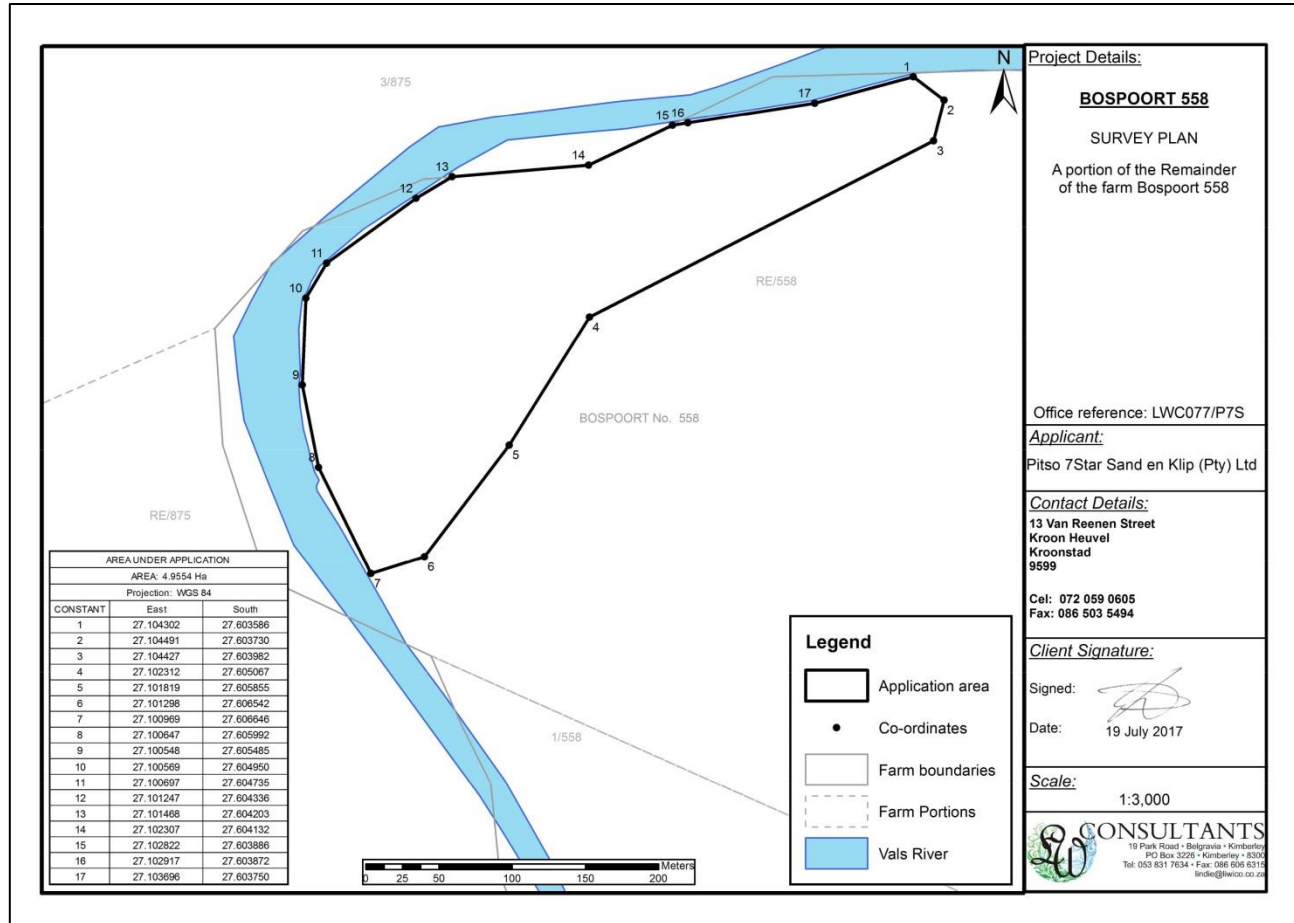


Figure 1-1: Map indicating the general locality of the proposed Bospoort Sand Mine Project (map courtesy of LW Consultants).

1.4 Terms of Reference

Heritage specialist input into the Environmental Impact Assessment (EIA) process is essential to ensure that, through the management of change, developments still conserve our heritage resources. It is also a legal requirement for certain development categories which may have an impact on heritage resources. Thus, EIAs should always include an assessment of heritage resources. The heritage component of the EIA is provided for in the **National Environmental Management Act, (Act 107 of 1998)** and endorsed by section 38 of the **National Heritage Resources Act (NHRA - Act 25 of 1999)**. In addition, the NHRA protects all structures and features older than 60 years, archaeological sites and material and graves as well as burial sites. The objective of this legislation is to ensure that developers implement measures to limit the potentially negative effects that the development could have on heritage resources. Based hereon, this project functioned according to the following **terms of reference** for heritage specialist input:

- *Provide a detailed description of all archaeological artefacts, structures (including graves) and settlements which may be affected, if any.*
- *Assess the nature and degree of significance of such resources within the area.*
- *Establish heritage informants/constraints to guide the development process through establishing thresholds of impact significance;*
- *Assess and rate any possible impact on the archaeological and historical remains within the area emanating from the proposed development activities.*
- *Propose possible heritage management measures provided that such action is necessitated by the development.*
- *Liaise and consult with the South African Heritage Resources Agency (SAHRA)*

1.5 CRM: Legislation, Conservation and Heritage Management

The broad generic term *Cultural Heritage Resources* refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

1.5.1 Legislation regarding archaeology and heritage sites

The South African Heritage Resources Agency (SAHRA) and its provincial offices aim to conserve and control the management, research, alteration and destruction of cultural resources of South Africa. It is therefore vitally important to adhere to heritage resource legislation at all times.

a. National Heritage Resources Act No 25 of 1999, section 35

According to the National Heritage Resources Act No 25 of 1999 (section 35) the following features are protected as cultural heritage resources:

- a. Archaeological artifacts, structures and sites older than 100 years
- b. Ethnographic art objects (e.g. prehistoric rock art) and ethnography
- c. Objects of decorative and visual arts
- d. Military objects, structures and sites older than 75 years

- e. Historical objects, structures and sites older than 60 years
- f. Proclaimed heritage sites
- g. Grave yards and graves older than 60 years
- h. Meteorites and fossils
- i. Objects, structures and sites of scientific or technological value.

In addition, the national estate includes the following:

- a. Places, buildings, structures and equipment of cultural significance
- b. Places to which oral traditions are attached or which are associated with living heritage
- c. Historical settlements and townscapes
- d. Landscapes and features of cultural significance
- e. Geological sites of scientific or cultural importance
- f. Archaeological and paleontological importance
- g. Graves and burial grounds
- h. Sites of significance relating to the history of slavery
- i. Movable objects (e.g. archaeological, paleontological, meteorites, geological specimens, military, ethnographic, books etc.)

With regards to activities and work on archaeological and heritage sites this Act states that:

“No person may alter or demolish any structure or part of a structure which is older than 60 years without a permit by the relevant provincial heritage resources authority.” (34. [1] 1999:58)

and

“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. (35. [4] 1999:58).”*

and

“No person may, without a permit issued by SAHRA or a provincial heritage resources agency-

- (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;*
- (c) *bring onto or use at a burial ground or grave referred to in paragraph (a) or (b) and excavation equipment, or any equipment which assists in the detection or recovery of metals (36. [3] 1999:60)."*

b. Human Tissue Act of 1983 and Ordinance on the Removal of Graves and Dead Bodies of 1925

Graves and burial grounds are commonly divided into the following subsets:

- a. ancestral graves
- b. royal graves and graves of traditional leaders
- c. graves of victims of conflict
- d. graves designated by the Minister
- e. historical graves and cemeteries
- f. human remains

Graves 60 years or older are heritage resources and fall under the jurisdiction of both the National Heritage Resources Act and the Human Tissues Act of 1983. However, graves younger than 60 years are specifically protected by the Human Tissues Act (Act 65 of 1983) and Ordinance on Excavations (Ordinance no. 12 of 1980) as well as any local and regional provisions, laws and by-laws. Such burial places also fall under the jurisdiction of the National Department of Health and the Provincial Health Departments.

c. National Heritage Resources Act No 25 of 1999, section 35

This act (Act 107 of 1998) states that a survey and evaluation of cultural resources must be done in areas where development projects, that will change the face of the environment, will be undertaken. The impact of the development on these resources should be determined and proposals for the mitigation thereof are made. Environmental management should also take the cultural and social needs of people into account. Any disturbance of landscapes and sites that constitute the nation's cultural heritage should be avoided as far as possible and where this is not possible the disturbance should be minimized and remedied.

1.5.2 Background to HIA and AIA Studies

South Africa's unique and non-renewable archaeological and palaeontological heritage sites are 'generally' protected in terms of the National Heritage Resources Act (Act No 25 of 1999, section 35) and may not be disturbed at all without a permit from the relevant heritage resources authority. Heritage sites are frequently threatened by development projects and both the environmental and heritage legislation require impact assessments (HIAs & AIAs) that identify all heritage resources in areas to be developed. Particularly, these assessments are required to make recommendations for protection or mitigation of the impact of the sites. HIAs and AIAs should be done by qualified professionals with adequate knowledge to (a) identify all heritage resources including archaeological and palaeontological sites that might occur in areas of developed and (b) make recommendations for protection or mitigation of the impact on the sites.

A detailed guideline of statutory terms and requirements is supplied in Addendum 1.

2 REGIONAL CONTEXT

2.1 Area Location

The proposed Bospoort Sand Mine Project occurs on a portion of the Remainder of the Farm Bospoort 558 in the Fezile Dabi District Municipality, Free State Province. The project area is situated approximately 13km north-west of the town of Kroonstad and 7km west of the R76 regional road.

The study areas appear on 1:50000 map sheet 2727CA (see Figure 2-1) and coordinates for the proposed project are as follows:

- **Relative Midpoint:** S27.60460° E27.10167°

2.2 Area Description: Receiving Environment

The original vegetation of the landscape around the Farm Bospoort is made up of Dry Sandy Highveld Grassland, but in many places has been replaced due to farming activities (ploughing). The geology of the area is made up of mudstone. The topography is describes as moderately undulating plains and pans. The Vals River flows directly west of the project area in a northerly direction.

2.3 Site Description

The proposed Bospoort Sand Mine Project area occurs on a portion of the Remainder of the Farm Bospoort 558 along the banks of the Vals River in a largely pristine riparian landscape. As such, the area is characterised by high riverine trees and riparian vegetation including grasses and shrubs. An access road bisects the site. Small surfed portions of the area have been altered and transformed as a result of on-going sand mining.

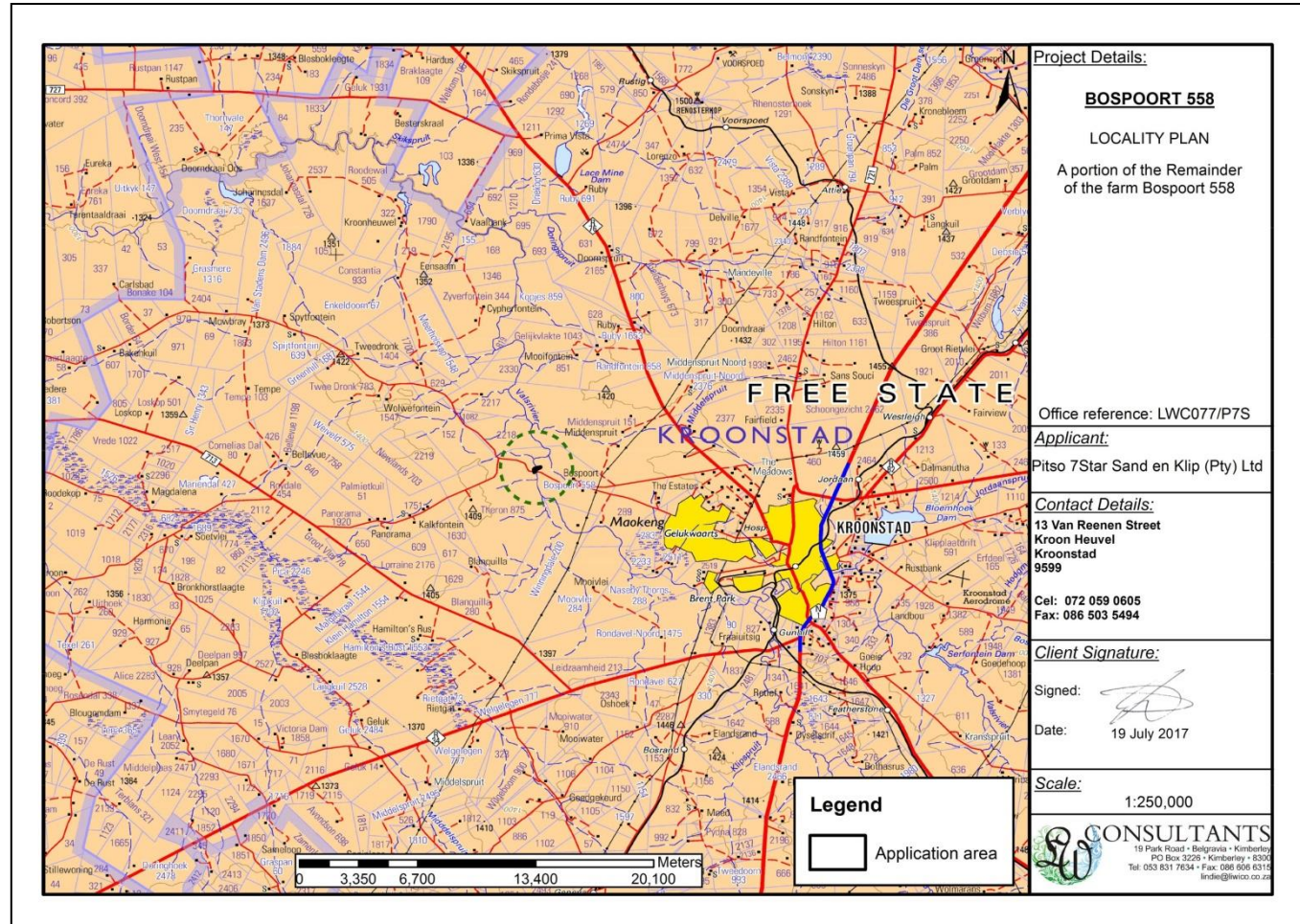


Figure 2-1: 1:250 00 Map representation of the location of the proposed Bospoort Sand Mine Project (map courtesy of LW Consultants).

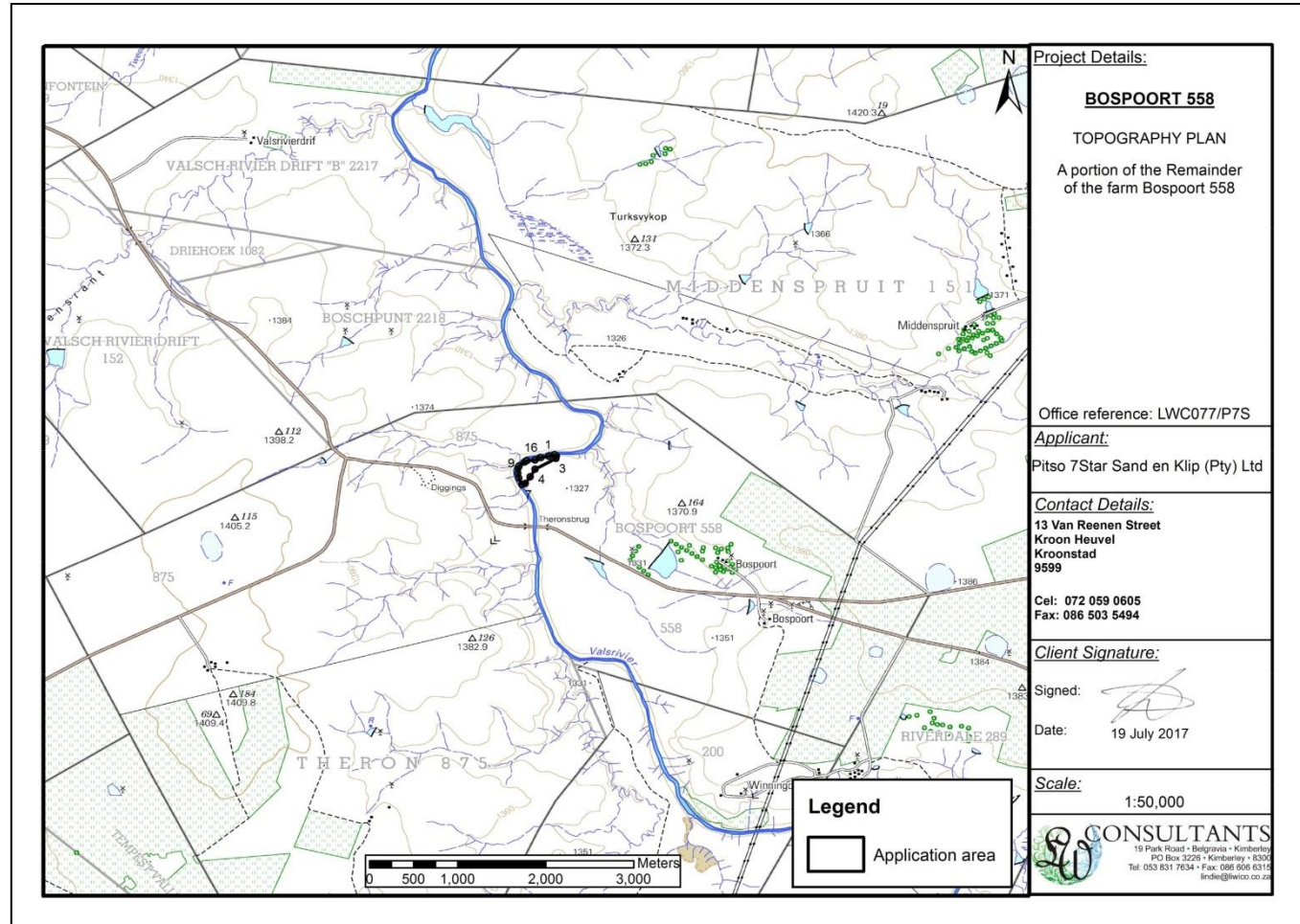


Figure 2-2: 1:50 00 Map representation of the location of the proposed Bospoort Sand Mine Project (sheet 2727CA) (map courtesy of LW Consultants).



Figure 2-3: Aerial representation of the regional setting for the proposed Bospoort Sand Mine Project.

3 METHOD OF ENQUIRY

3.1 Sources of Information

Data from detailed desktop, aerial and field studies were employed in order to sample surface areas systematically and to ensure a high probability of heritage site recording.

3.1.1 Desktop Study

A desktop study was prepared in order to contextualize the proposed project within a larger historical milieu. The study focused on relevant previous studies, archaeological and archival sources, aerial photographs, historical maps and local histories, all pertaining to the Northern Free State area and the larger landscape around Kroonstad. Specifically, the desktop study examined a number of archaeological and historical impact assessments conducted in the region.

3.1.2 Aerial Survey

Aerial photography is often employed to locate and study archaeological sites, particularly where larger scale area surveys are performed. This method was applied to assist the foot and automotive site surveys where depressions, variation in vegetation, soil marks and landmarks were examined. Specific attention was given to shadow sites (shadows of walls or earthworks which are visible early or late in the day), crop mark sites (crop mark sites are visible because disturbances beneath crops cause variations in their height, vigour and type) and soil marks (e.g. differently coloured or textured soil (soil marks) might indicate ploughed-out burial mounds). Attention was also given to moisture differences, as prolonged dampening of soil as a result of precipitation frequently occurs over walls or embankments. In addition, historical aerial photos obtained during the archival search were scrutinized and features that were regarded as important in terms of heritage value were identified and if they were located within the boundaries of the project area they were physically visited in an effort to determine whether they still exist and in order to assess their current condition and significance. By superimposing high frequency aerial photographs with images generated with Google Earth as well as historical aerial imagery, potential sensitive areas were subsequently identified, geo-referenced and transferred to a handheld GPS device. These areas served as referenced points from where further vehicular and pedestrian surveys were carried out.

From the aerial survey (historical and more recent aerial imagery) it is evident that the majority of the Bospoort Sand Mine Project area has remained pristine over the past decades with only minor changes in the landscape as a result of more recent mining activities in the area. No prominent man-made features or structures are visible on aerial imagery of the project area (see Figure 3-1).

3.1.3 Mapping of sites

Merging data generated during the desktop study and the aerial survey, sites and areas of possible heritage potential were plotted on historical and more recent 1:50 000 topographic maps of the larger Bospoort area using ArcGIS 9.3. These maps were then superimposed on high definition aerial representations in order to graphically demonstrate the geographical locations and distribution of potentially sensitive landscapes.

Historical maps of the area indicate no significant or characteristic cultural / man made features in the project area subject to this assessment (see Figure 3-2).



Figure 3-1: An historical aerial image comparison of the project site (yellow circle line), dating to 1950 (top) and 2017 (bottom). No historical or recent man-made features can be identified within the project area on these images.

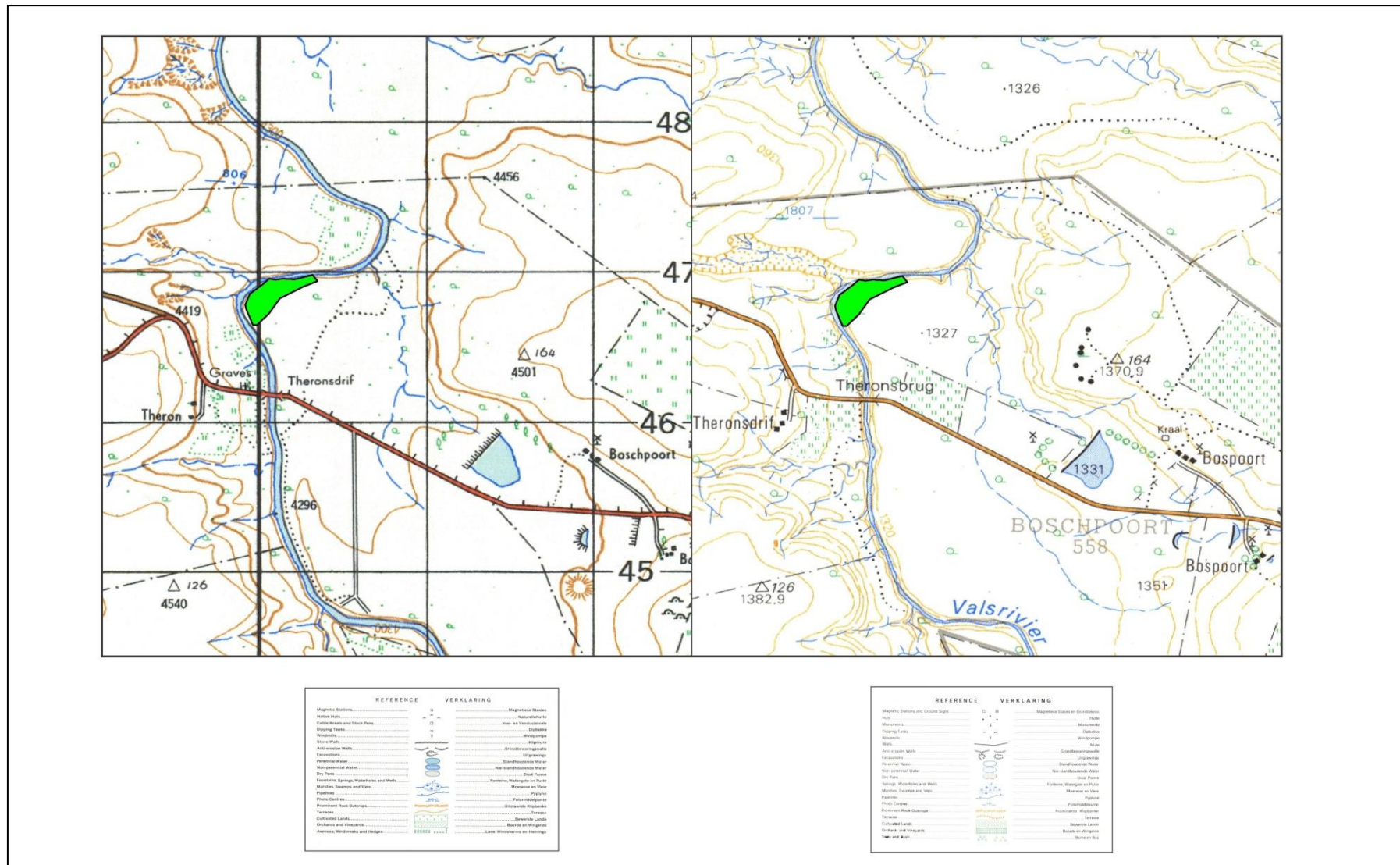


Figure 3-2: Topographical maps of the project area (green polygon) dating to 1954 (left) and 191975 (right). According to the maps, no formal man-made structures or features occurred in the project area.

3.1.4 Field Survey

Archaeological survey implies the systematic procedure of the identification of archaeological sites. An archaeological survey of the Bospoort Sand Mine Project area was conducted in February 2018. The process encompassed a systematic field survey in accordance with standard archaeological practice by which heritage resources are observed and documented. In order to sample surface areas systematically and to ensure a high probability of site recording, the proposed project area was systematically surveyed on foot. GPS reference points identified during the aerial survey were also visited and random spot checks were made (see detail in previous section). Using a Garmin E-trex Legend GPS objects and structures of archaeological / heritage value were recorded and photographed with a Canon 450D Digital camera. Real time aerial orientation, by means of a mobile Google Earth application was also employed to investigate possible disturbed areas during the survey.

3.1.5 General Public Liaison

Consultation with the client familiar with the property in question did not identify any heritage receptors in the project area.

3.2 Limitations

3.2.1 Access

The Study Area is accessed via a local road connecting to the R76 regional route. Access control is applied to the Bospoort property but no access restrictions were encountered during the site visit as the author was accompanied by the client.

3.2.2 Visibility

The surrounding vegetation in the study area is mostly comprised out of dense riparian vegetation and mixed grasslands and large trees. Generally, the visibility at the time of the AIA site inspection (February 2018) was moderate to low (see Figures 3-3 to 3-12). In single cases during the survey sub-surface inspection was possible. Where applied, this revealed no archaeological deposits.



Figure 3-3: View of the project area on the banks of the Vals River.



Figure 3-4: View of a grass cover and an access road in the project area.



Figure 3-5: The banks of the Vals River in the project area.



Figure 3-6: View of current sand mining activities on the banks of the Vals River in the project area.



Figure 3-7: Riparian vegetation and trees along the banks of the Vals River.



Figure 3-8: View of grass paddocks inland from the Vals River in the project area.



Figure 3-9: View of dense vegetation in the project area, looking south.



Figure 3-10: Glass, metal and paper dating the recent period observed in the access road to the project site.



Figure 3-11: View of the Vals River, looking south.



Figure 3-12: View of the Vals River and its banks in the project area, looking north.

3.2.3 Limitations and Constraints

The pedestrian site survey for the Bospoort Sand Mine Project Project AIA primarily focused around areas tentatively identified as sensitive and of high heritage probability (i.e. those noted during the aerial survey) as well as areas of high human settlement catchment. The following constraints were encountered:

- **Visibility:** Visibility proved to be somewhat of a constrain in areas with denser surface cover, as well as portions where vegetation is pristine.

Thus, even though it might be assumed that survey findings are representative of the heritage landscape of the project area for the Bospoort Sand Mine Project, it should be stated that the possibility exists that individual sites could be missed due to the localised nature of some heritage remains as well as the possible presence of sub-surface archaeology. Therefore, maintaining due cognisance of the integrity and accuracy of the archaeological survey, it should be stated that the heritage resources identified during the study do not necessarily represent all the heritage resources present in the project area. The subterranean nature of some archaeological sites, dense vegetation cover and visibility constraints sometimes distort heritage representations and any additional heritage resources located during consequent development phases must be reported to the Heritage Resources Authority or an archaeological specialist.

3.3 Impact Assessment

For consistency among specialists, impact assessment ratings by Exigo Specialist are generally done using the Plomp¹ impact assessment matrix scale supplied by Exigo. According to this matrix scale, each heritage receptor in the study area is given an impact assessment. A cumulative assessment for the proposed project is also included.

4 ARCHAEO-HISTORICAL CONTEXT

4.1 The archaeology of Southern Africa

Archaeology in Southern Africa is typically divided into two main fields of study, the **Stone Age** and the **Iron Age** or **Farmer Period**. The following table provides a concise outline of the chronological sequence of periods, events, cultural groups and material expressions in Southern African pre-history and history.

Table 1 Chronological Periods across Southern Africa

Period	Epoch	Associated cultural groups	Typical Material Expressions
Early Stone Age 2.5m – 250 000 YCE	Pleistocene	Early Hominins: <i>Australopithecines</i> <i>Homo habilis</i> <i>Homo erectus</i>	Typically large stone tools such as hand axes, choppers and cleavers.
Middle Stone Age 250 000 – 25 000 YCE	Pleistocene	First <i>Homo sapiens</i> species	Typically smaller stone tools such as scrapers, blades and points.
Late Stone Age 20 000 BC – present	Pleistocene / Holocene	<i>Homo sapiens sapiens</i> including San people	Typically small to minute stone tools such as arrow heads, points and bladelets.
Early Iron Age / Early Farmer Period 300 – 900 AD	Holocene	First Bantu-speaking groups	Typically distinct ceramics, bead ware, iron objects, grinding stones.
Middle Iron Age	Holocene	Bantu-speaking groups,	Typically distinct ceramics, bead ware and

¹ Plomp, H.,2004

(Mapungubwe / K2) / early Later Farmer Period 900 – 1350 AD		ancestors of present-day groups	iron / gold / copper objects, trade goods and grinding stones.
Late Iron Age / Later Farmer Period 1400 AD -1850 AD	Holocene	Various Bantu-speaking groups including Venda, Thonga, Sotho-Tswana and Zulu	Distinct ceramics, grinding stones, iron objects, trade objects, remains of iron smelting activities including iron smelting furnace, iron slag and residue as well as iron ore.
Historical / Colonial Period ±1850 AD – present	Holocene	Various Bantu-speaking groups as well as European farmers, settlers and explorers	Remains of historical structures e.g. homesteads, missionary schools etc. as well as, glass, porcelain, metal and ceramics.

4.2 The Northern Free State Heritage Landscape

The history of the Northern Free State is reflected in a rich archaeological landscape. Sites, documenting Stone Age habitation occur in places, mostly in open air locales or in sediments alongside rivers or pans. Bantu-speaking groups moved into this area during the last millennia and these presumably Sotho groups occupied the landscape during the Late Iron Age times at around AD 1500-1800. Settlement by Iron Age communities occurred near rivers and close to rocky outcrops. European farmers, settling in the area since the middle of the 19th century, divided up the landscape into a number of farms. In recent years an urban element developed, expanding at a rapid rate, largely as a result of mining development in the region.

4.2.1 Early History and the Stone Ages

According to archaeological research, the earliest ancestors of modern humans emerged some two to three million years ago. The remains of Australopithecine and *Homo habilis* have been found in dolomite caves and underground dwellings in the Bankeveld at places such as Sterkfontein and Swartkrans near Krugersdorp. *Homo habilis*, one of the Early Stone Age hominids, is associated with Oldowan artefacts, which include crude implements manufactured from large pebbles. The Acheulian industrial complex replaced the Oldowan industrial complex during the Early Stone Age. This phase of human existence was widely distributed across South Africa and is associated with *Homo erectus*, who manufactured hand axes and cleavers from as early as one and a half million years ago. Oldowan and Acheulian artefacts were also found four to five decades ago in some of the older gravels (ancient river beds and terraces) of the Vaal River and the Klip River in Vereeniging. The earliest ancestors of modern man may therefore have roamed the Vaal valley at the same time that their contemporaries occupied some of the dolomite caves near Krugersdorp. Middle Stone Age sites dating from as early as two hundred thousand years ago have been found all over South Africa. Middle Stone Age hunter-gatherer bands also lived and hunted in the Orange and Vaal River valleys. These people, who probably looked like modern humans, occupied campsites near water but also used caves as dwellings. They manufactured a wide range of stone tools, including blades and point s that may have had long wooden sticks as hafts and were used as spears. The Late Stone Age commenced twenty thousand years ago or somewhat earlier. The various types of Later Stone Age industries scattered across the country are associated with the historical San and Khoi-Khoi people. The San were renowned as formidable hunter-gatherers, while the Khoi-Khoi herded cattle and small stock during the last two thousand years. Late Stone Age people manufactured tools that were small but highly effective, such as arrow heads and knives.

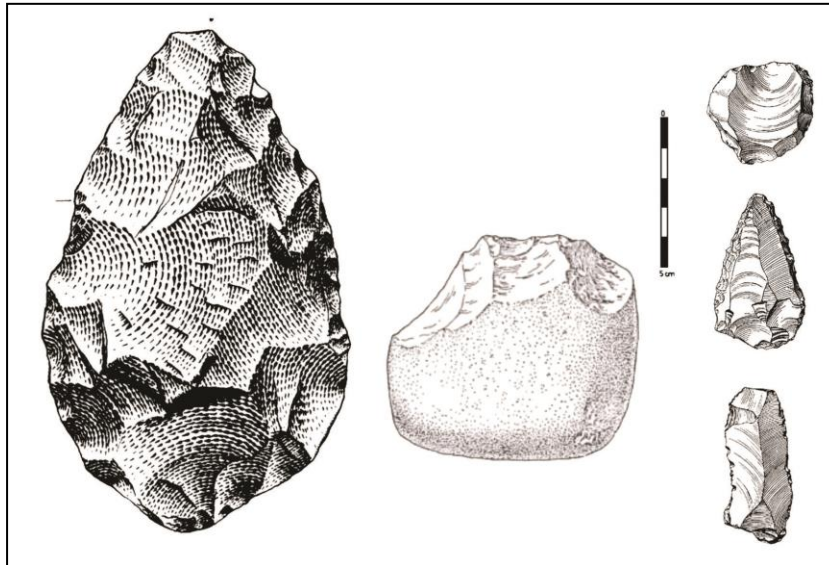


Figure 4-1: Typical ESA handaxe (left) and cleaver (center). To the right is a MSA scraper (right, top), point (right, middle) and blade (right, bottom).

Habitation of the larger geographical area took place since Early Stone Age times. This is confirmed by the occurrence of stone tools dating to the Early, Middle and Late Stone Age found in a number of places. However, these are mostly located in the vicinity of rivers, such as the Doring Spruit north of Kroonstad and the Vals River in the project area as well as the Sand River to the south of Ventersburg .

4.2.2 Iron Age / Farmer Period

The beginnings of the Iron Age (Farmer Period) in Southern Africa are associated with the arrival of a new Bantu speaking population group at around the third century AD. These newcomers introduced a new way of life into areas that were occupied by Later Stone Age hunter-gatherers and Khoekhoe herders. Distinctive features of the Iron Age are a settled village life, food production (agriculture and animal husbandry), metallurgy (the mining, smelting and working of iron, copper and gold) and the manufacture of pottery. Iron Age people moved into Southern Africa by c. AD 200, entering the area either by moving down the coastal plains, or by using a more central route. From the coast they followed the various rivers inland. Being cultivators, they preferred rich alluvial soils. The Iron Age can be divided into three phases. The Early Iron Age includes the majority of the first millennium A.D. and is characterised by traditions such as Happy Rest and Silver Leaves. The Middle Iron Age spans the 10th to the 13th Centuries A.D. and includes such well known cultures as those at K2 and Mapungubwe. The Late Iron Age is taken to stretch from the 14th Century up to the colonial period and includes traditions such as Icon and Letaba.

The Iron Age archaeology of the Free State is characterised by a wide distribution of stone-walled sites along the flat-topped ridges and hills. Studies have revealed detail and consistency in the arrangement and design of the structures. People's expression of culture has left its imprint on the material environment. Thus, recognised settlement patterns display human perceptions with regard to social clustering, economic system and political organisation. Patterns are indicated by the arrangement of huts, byres and ash heaps in a particular order and in relation to one another. Spatial organisation in general is characterised by the central position of stock byres and the placing of the main dwelling area on the perimeter of the settlement. During the Later Iron Age, emphasis was not only on stone building, for additional structures of perishable materials, supplementing living space, have also been revealed. All the characteristics of settlement patterns allow the immediate recognition of specific cultural groups of people populating the landscape. A classification of settlement patterns produced a standardised archaeological framework for

the ordering of structures and sites characterised by connecting walls, surrounding walls and huts with bilobial courtyards respectively. Furthermore, the research indicated that the division of sites based on layout is confirmed by associated pottery assemblages with different decoration styles. Different settlement patterns also produced huts of different materials in different styles. The classification of sites is based on the assumption that settlement layout is bound and prescribed by cultural perceptions. The identification of different ethnic groups is thus possible from the way in which these traditional peoples have organised their different living places in terms of space and time. The final result was directed by cultural preference (choice) and function. The importance of livestock, personal status, kinship, social organisation and the diverse roles of men, women and offspring have always been important in the understanding of settlement patterns. Pottery decorations associated with this settlement type are characterised by shallow line incisions in bands and triangles below the rim and on the shoulder, combined with straight or curved lines and areas of red ochre burnish on the body of clay vessels (Maggs 1976). The occupation of the sites with bilobial dwellings is ascribes to Batswana (Thlaping and Rolong) groups. It is also possible to link Kubung people to every known site of this kind (Maggs 1976). According to radiocarbon dating and oral history, these sites were occupied from the 16th and 17th to early 19th century at Ventersburg, and 18th to early 19th century at Bothaville. A single bone sample from Jansfontein in the Doringberg, Ventersburg, produced a calibrated date of 1670, which is slightly later than the Ventersburg date (Dreyer 1992).

It is interesting to note that Dreyer (2012) documented elaborate Later Iron Age stone-wall sites on the farm Middenspruit 151 adjacent to Bospoort. He noted that the walls are in a varying state of preservation and collapse, with some structures still in a very good condition, while others show evidence of heavy wall-robbing. A single lower grinding stone was found next to a wall at one of the sites. He noted pottery, an upper grinding stone and a copper object of unknown purpose on a southern section of Middenspruit.



Figure 4-2: View of preserved Iron Age stone walling on the farm Middenspruit.



Figure 4-3: Undecorated potsherd and an upper grindstone documented by Dreyer on the farm Middenspruit.

4.2.3 Pastoralism and the last 2000 years

Until 2000 years ago, hunter-gatherer communities traded, exchanged goods, encountered and interacted with other hunter-gatherer communities. From about 2000 years ago the social dynamics of the Southern African landscape started changing with the immigration of two 'other' groups of people, different in physique, political, economic and social systems, beliefs and rituals. One of these groups, the Khoekhoe pastoralists or herders entered Southern Africa with domestic animals, namely fat-tailed sheep and goats, travelling through the south towards the coast. They also introduced thin-walled pottery common in the interior and along the coastal regions of Southern Africa. Their economic systems were directed by the accumulation of wealth in domestic stock numbers and their political make-up was more hierarchical than that of the hunter-gatherers.

4.2.4 Later History: The Kroonstad Landscape

The historic period started with the arrival, in the late 18th century by Korana raiders in the area. They were soon followed, in the early 19th century, by traders, explorers and missionaries. By the middle of the 19th century, farms were taken up and later towns were developed – Ventersburg, proclaimed in 1876, was the scene of fighting during the Basotho Wars of 1858 and 1865. The Convention of Sandrivier was signed in 1852, at a place on the Sand River south of the study area. A fort that was built by the trekkers can still be seen on the outskirts of the town. The town as destroyed by British forces during the Second Anglo-Boer War (Raper 2004). The town of Kroonstad was laid out on the farm Klipplaatsrif in 1855. It is named after a drift, Kroondrift, through the Valsrivier. Most farmsteads were burned down during the Anglo-Boer War, with the result that very little of the built environment dates to the 19th century. A significant number of battles and skirmishes took place in the region, and a concentration camp for black people was located close to the town.

The farm Bospoort was first surveyed in 1863 with rezoning of the property done in later years.

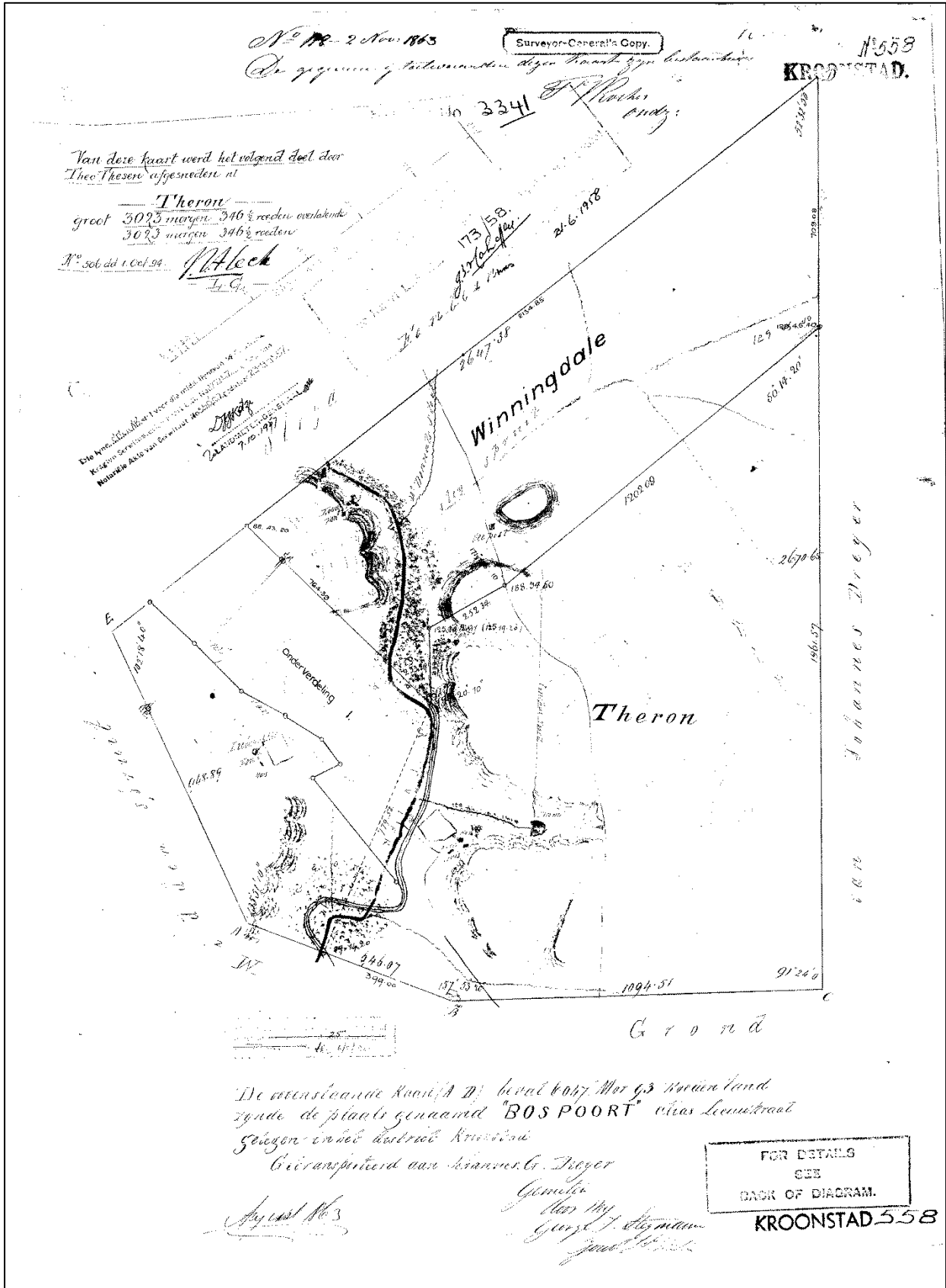


Figure 4-4: The original title deed for the farm Bospoort C.1863.

5 RESULTS: ARCHAEOLOGICAL SURVEY

In terms of heritage resources, the general landscape around the project area is primarily well known for its Iron Age and Historical Period occurrences. Locally, the project area remains largely pristine but some sections have been altered by ongoing sand mining. No heritage remains or sites were located in the Bospoort Sand Mine Project area.

5.1 The Stone Age

Stone Age material generally occurs along drainage lines and exposed surfaces in the landscape. During the site survey no Stone Age occurrences were documented.

5.2 The Iron Age Farmer Period

A frontier zone between the east and the west, the Northern Free State landscape holds vast amounts of Iron Age (Farmer period) remnants but no Farmer Period occurrences were noted in the project area.

5.3 Historical / Colonial Period and recent times

Kroonstad and its surroundings have a long and extensive Colonial Period settlement history. From around the first half of the 19th century, the area was frequented by explorers, missionaries and farmers who all contributed to a recent history of contact and conflict. The remnants of recent occupation and mining are scattered across the landscape but no Historical / Colonial Period occurrences were observed in the project areas. In terms of the built environment, the project area has no significance, as there are no old buildings, structures, or features, old equipment, public memorial or monuments in the footprint areas.

5.4 Graves

No graves of human burial places were noted during the site investigation. In the rural areas of the Free State Province graves and cemeteries often occur within settlements or around homesteads but they are also randomly scattered around archaeological and historical settlements. The probability of informal human burials encountered during development should thus not be excluded. Should any unmarked human burials/remains be found during the course of construction, work in the immediate vicinity should cease and the find must immediately be reported to the archaeologist, or the South African Heritage Resources Agency (SAHRA). Under no circumstances may burials be disturbed or removed until such time as necessary statutory procedures required for grave relocation have been met.

6 RESULTS: STATEMENT OF SIGNIFICANCE AND IMPACT RATING

6.1 Potential Impacts and Significance Ratings²

The following section provides a background to the identification and assessment of possible impacts and alternatives, as well as a range of risk situations and scenarios commonly associated with heritage resources management. A guideline for the rating of impacts and recommendation of management actions for areas of heritage potential within the study area is supplied in Section 10.2 of the Addendum.

6.1.1 General assessment of impacts on resources

Generally, the value and significance of archaeological and other heritage sites might be impacted on by any activity that would result immediately or in the future in the destruction, damage, excavation, alteration, removal or collection from its original position, any archaeological material or object (as

² Based on: Winter, S. & Baumann, N. 2005. *Guideline for involving heritage specialists in EIA processes: Edition 1.*

indicated in the National Heritage Resources Act (No 25 of 1999)). Thus, the destructive impacts that are possible in terms of heritage resources would tend to be direct, once-off events occurring during the initial construction period. However, in the long run, the proximity of operations in any given area could result in secondary indirect impacts. The EIA process therefore specifies impact assessment criteria which can be utilised from the perspective of a heritage specialist study which elucidates the overall extent of impacts.

6.1.2 Direct impact rating

Direct or primary effects on heritage resources occur at the same time and in the same space as the activity, e.g. loss of historical fabric through demolition work. **Indirect effects or secondary effects** on heritage resources occur later in time or at a different place from the causal activity, or as a result of a complex pathway, e.g. restriction of access to a heritage resource resulting in the gradual erosion of its significance, which is dependent on ritual patterns of access (refer to Section 10.3 in the Addendum for an outline of the relationship between the significance of a heritage context, the intensity of development and the significance of heritage impacts to be expected).

No heritage receptors were found in the project area and no potential impact to heritage resources is foreseen.

6.1.3 Discussion: Evaluation of Results and Impacts

Previous studies conducted in the eastern Northern Free State area suggest a rich and diverse archaeological landscape. The area is highly suitable for pre-colonial habitation and, even though the project area contains no visible tangible heritage remains, the probability of exposing archaeological remains that might be present in surface and sub-surface deposits along drainage lines and in pristine areas during development should be considered.

6.1.4 Archaeology

The study did not identify any archaeological receptors which will be directly impacted by the proposed project and no impact on archaeological sites or features is anticipated.

6.1.5 Built Environment

The study identified no buildings or structures of historical or heritage significance. For the rest of the project area, the general landscape holds varied significance in terms of the built environment as the area comprises historical mining remnants and relatively newly established industrial zones, settlements and townlands. However, no impact on built environment sites is anticipated.

6.1.6 Cultural Landscape

Generally, the proposed project area and its surrounds are characterised by open fields and farmlands. Further away from the project area, the landscape is typical of the rural north Free State with undulating hills with flatter plains in-between. This landscape stretches over many kilometres and the proposed project is unlikely to result in a significant impact on the landscape.

6.1.7 Graves / Human Burials Sites

No human burials were documented in the project area and no impact on human remains is foreseen. In the rural areas of the Free State Province graves and cemeteries sometimes occur within settlements or around homesteads but they are also randomly scattered around archaeological and historical settlements. The probability of additional and informal human burials encountered during development should thus not be excluded. In addition, human remains and burials are commonly found close to archaeological sites; they may be found in "lost" graveyards, or occur sporadically anywhere as a result of prehistoric activity,

victims of conflict or crime. It is often difficult to detect the presence of archaeological human remains on the landscape as these burials, in most cases, are not marked at the surface.

Human remains are usually observed when they are exposed through erosion. In some instances packed stones or rocks may indicate the presence of informal pre-colonial burials. If any human bones are found during the course of construction work then they should be reported to an archaeologist and work in the immediate vicinity should cease until the appropriate actions have been carried out by the archaeologist. Where human remains are part of a burial they would need to be exhumed under a permit from SAHRA (for pre-colonial burials as well as burials later than about AD 1500). Should any unmarked human burials/remains be found during the course of construction, work in the immediate vicinity should cease and the find must immediately be reported to the archaeologist, or the South African Heritage Resources Agency (SAHRA). Under no circumstances may burials be disturbed or removed until such time as necessary statutory procedures required for grave relocation have been met

No heritage resources were noted in the proposed Bospoort Sand Mine Project footprint and no impact the heritage landscape is anticipated. In the opinion of the author of this Archaeological Impact Assessment Report, the proposed project should proceed from a culture resources management perspective, provided that previously undetected heritage remains are encountered during construction and development.

6.2 Management actions

Recommendations for relevant heritage resources management actions are vital to the conservation of heritage resources. A general guideline for recommended management actions is included in Section 10.4 of the Addendum.

OBJECTIVE: prevent unnecessary disturbance and/or destruction of previously undetected heritage receptors.

No specific mitigation measures in terms of further heritage resources management are required for the Bospoort Sand Mine Project. However the following general recommendations should be considered:

PROJECT COMPONENT/S	All phases of construction and operation.		
POTENTIAL IMPACT	Damage/destruction of sites.		
ACTIVITY RISK/SOURCE	Digging foundations and trenches into sensitive deposits that are not visible at the surface.		
MITIGATION: TARGET/OBJECTIVE	To locate previously undetected heritage remains / graves as soon as possible after disturbance so as to maximize the chances of successful rescue/mitigation work.		
MITIGATION: ACTION/CONTROL	RESPONSIBILITY	TIMEFRAME	
Fixed Mitigation Procedure (required)			
Site Monitoring: Regular examination of trenches and excavations.	ECO	Monitor	as frequently as practically possible.
PERFORMANCE INDICATOR	Archaeological sites are discovered and mitigated with the minimum amount of unnecessary disturbance.		
MONITORING	Successful location of sites by person/s monitoring.		

7 RECOMMENDATIONS

The larger landscape of the Northern Free State is rich in pre-historical and historical remnants since the area is highly suitable for pre-colonial habitation. However, the project area contains visible tangible heritage remains. No sites or features of heritage potential were located in the proposed mining area and the following general recommendations are made based on general observations at the site.

- A Palaeontological Desktop Assessment should be considered for the project but as a general rule, any fossil remains such as fossil fish, reptiles or petrified wood exposed during construction should be carefully safeguarded and the relevant heritage resources authority (Free State-PHRA) should be notified immediately so that the appropriate action can be taken by a professional palaeontologist.
- Considering the localised nature of heritage remains, the general monitoring of the development progress by an ECO is recommended for all stages of the project. Should any subsurface palaeontological, archaeological or historical material, or burials be exposed during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately

It is essential that cognisance be taken of the larger archaeological landscape of the area in order to avoid the destruction of previously undetected heritage sites. It should be stated that the possibility of undetected archaeological remains occurring elsewhere in the project area should not be excluded. Burials and historically significant structures dating to the Colonial Period occur on farms in the area and these resources should be avoided during all phases of construction and development, including the operational phases of the development.

Since the intrinsic heritage and social value of graves and cemeteries are highly significant, these resources require special management measures. Should human remains be discovered at any stage, these should be reported to the Heritage Specialist and relevant authorities (SAHRA) and development activities should be suspended until the site has been inspected by the Specialist. The Specialist will advise on further management actions and possible relocation of human remains in accordance with the Human Tissue Act (Act 65 of 1983 as amended), the Removal of Graves and Dead Bodies Ordinance (Ordinance no. 7 of 1925), the National Heritage Resources Act (Act no. 25 of 1999) and any local and regional provisions, laws and by-laws pertaining to human remains. A full social consultation process should occur in conjunction with the mitigation of cemeteries and burials.

In addition to these site-specific recommendations, careful cognisance should be taken of the following:

- As Palaeontological remains occur where bedrock has been exposed, all geological features should be regarded as sensitive.
- Water sources such as drainage lines, fountains and pans would often have attracted human activity in the past. As Stone Age material the larger landscape should be regarded as potentially sensitive in terms of possible subsurface deposits.

8 GENERAL COMMENTS AND CONDITIONS

This AIA report serves to confirm the extent and significance of the heritage landscape of the proposed Bospoort Sand Mine Project area. The larger heritage horizon encompasses rich and diverse archaeological landscapes and cognisance should be taken of heritage resources and archaeological material that might

be present in surface and sub-surface deposits. If, during construction, any possible archaeological material culture discoveries are made, the operations must be stopped and a qualified archaeologist be contacted for an assessment of the find. Such material culture might include:

- Formal Earlier Stone Age stone tools.
- Formal MSA stone tools.
- Formal LSA stone tools.
- Potsherds
- Iron objects.
- Beads made from ostrich eggshell and glass.
- Ash middens and cattle dung deposits and accumulations.
- Faunal remains.
- Human remains/graves.
- Stone walling or any sub-surface structures.
- Historical glass, tin or ceramics.
- Fossils.

If such site were to be encountered or impacted by any proposed developments, recommendations contained in this report, as well as endorsement of mitigation measures as set out by AMAFA, SAHRA, the National Resources Act and the CRM section of ASAPA will be required.

It must be emphasised that the conclusions and recommendations expressed in this archaeological heritage sensitivity investigation are based on the visibility of archaeological sites/features and may not therefore, represent the area's complete archaeological legacy. Many sites/features may be covered by soil and vegetation and might only be located during sub-surface investigations. If subsurface archaeological deposits, artefacts or skeletal material were to be recovered in the area during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately (**cf. NHRA (Act No. 25 of 1999), Section 36 (6)**). It must also be clear that Archaeological Specialist Reports will be assessed by the relevant heritage resources authority (SAHRA).

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10 ADDENDUM 1: HERITAGE LEGISLATION BACKGROUND

10.1 CRM: Legislation, Conservation and Heritage Management

The broad generic term *Cultural Heritage Resources* refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

10.1.1 Legislation regarding archaeology and heritage sites

The South African Heritage Resources Agency (SAHRA) and their provincial offices aim to conserve and control the management, research, alteration and destruction of cultural resources of South Africa. It is therefore vitally important to adhere to heritage resource legislation at all times.

d. National Heritage Resources Act No 25 of 1999, section 35

According to the National Heritage Resources Act of 1999 a historical site is any identifiable building or part thereof, marker, milestone, gravestone, landmark or tell older than 60 years. This clause is commonly known as the "60-years clause". Buildings are amongst the most enduring features of human occupation, and this definition therefore includes all buildings older than 60 years, modern architecture as well as ruins, fortifications and Iron Age settlements. "Tell" refers to the evidence of human existence which is no longer above ground level, such as building foundations and buried remains of settlements (including artefacts).

The Act identifies heritage objects as:

- objects recovered from the soil or waters of South Africa including archaeological and palaeontological objects, meteorites and rare geological specimens
- visual art objects
- military objects
- numismatic objects
- objects of cultural and historical significance
- objects to which oral traditions are attached and which are associated with living heritage
- objects of scientific or technological interest
- any other prescribed category

With regards to activities and work on archaeological and heritage sites this Act states that:

"No person may alter or demolish any structure or part of a structure which is older than 60 years without a permit by the relevant provincial heritage resources authority." (34. [1] 1999:58)

and

"No person may, without a permit issued by the responsible heritage resources authority-

- (d) *destroy, damage, excavate, alter, deface or otherwise disturb any archaeological or palaeontological site or any meteorite;*
- (e) *destroy, damage, excavate, remove from its original position, collect or own any archaeological or palaeontological material or object or any meteorite;*

- (f) *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*
- (g) *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. (35. [4] 1999:58)."*

and

"No person may, without a permit issued by SAHRA or a provincial heritage resources agency-

- (h) *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;*
- (i) *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;*
- (j) *bring onto or use at a burial ground or grave referred to in paragraph (a) or (b) and excavation equipment, or any equipment which assists in the detection or recovery of metals (36. [3] 1999:60)."*

e. Human Tissue Act of 1983 and Ordinance on the Removal of Graves and Dead Bodies of 1925

Graves 60 years or older are heritage resources and fall under the jurisdiction of both the National Heritage Resources Act and the Human Tissues Act of 1983. However, graves younger than 60 years are specifically protected by the Human Tissues Act (Act 65 of 1983) and the Ordinance on the Removal of Graves and Dead Bodies (Ordinance 7 of 1925) as well as any local and regional provisions, laws and by-laws. Such burial places also fall under the jurisdiction of the National Department of Health and the Provincial Health Departments. Approval for the exhumation and re-burial must be obtained from the relevant Provincial MEC as well as the relevant Local Authorities.

10.1.2 Background to HIA and AIA Studies

South Africa's unique and non-renewable archaeological and palaeontological heritage sites are 'generally' protected in terms of the National Heritage Resources Act (Act No 25 of 1999, section 35) and may not be disturbed at all without a permit from the relevant heritage resources authority. Heritage sites are frequently threatened by development projects and both the environmental and heritage legislation require impact assessments (HIAs & AIAs) that identify all heritage resources in areas to be developed. Particularly, these assessments are required to make recommendations for protection or mitigation of the impact of the sites. HIAs and AIAs should be done by qualified professionals with adequate knowledge to (a) identify all heritage resources including archaeological and palaeontological sites that might occur in areas of developed and (b) make recommendations for protection or mitigation of the impact on the sites.

The National Heritage Resources Act (Act No. 25 of 1999, section 38) provides guidelines for Cultural Resources Management and prospective developments:

"38. (1) Subject to the provisions of subsections (7), (8) and (9), any person who intends to undertake a

development categorised as:

- (a) the construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier exceeding 300m in length;*
- (b) the construction of a bridge or similar structure exceeding 50m in length;*
- (c) any development or other activity which will change the character of a site:*
 - (i) exceeding 5 000 m² in extent; or*
 - (ii) involving three or more existing erven or subdivisions thereof; or*
 - (iii) involving three or more erven or divisions thereof which have been consolidated within the past five years; or*
 - (iv) the costs of which will exceed a sum set in terms of regulations by SAHRA or a provincial heritage resources authority;*
- (d) the re-zoning of a site exceeding 10 000 m² in extent; or*
- (e) any other category of development provided for in regulations by SAHRA or a provincial heritage resources authority,*

must at the very earliest stages of initiating such a development, notify the responsible heritage resources authority and furnish it with details regarding the location, nature and extent of the proposed development."

And:

"The responsible heritage resources authority must specify the information to be provided in a report required in terms of subsection (2)(a): Provided that the following must be included:

- (k) The identification and mapping of all heritage resources in the area affected;*
- (l) an assessment of the significance of such resources in terms of the heritage assessment criteria set out in section 6(2) or prescribed under section 7;*
- (m) an assessment of the impact of the development on such heritage resources;*
- (n) an evaluation of the impact of the development on heritage resources relative to the sustainable social and economic benefits to be derived from the development;*
- (o) the results of consultation with communities affected by the proposed development and other interested parties regarding the impact of the development on heritage resources;*
- (p) if heritage resources will be adversely affected by the proposed development, the consideration of alternatives; and*
- (q) plans for mitigation of any adverse effects during and after the completion of the proposed development (38. [3] 1999:64)."*

Consequently, section 35 of the Act requires Heritage Impact Assessments (HIAs) or Archaeological Impact Assessments (AIAs) to be done for such developments in order for all heritage resources, that is, all places or objects of aesthetics, architectural, historic, scientific, social, spiritual, linguistic or technological value or significance to be protected. Thus any assessment should make provision for the

protection of all these heritage components, including archaeology, shipwrecks, battlefields, graves, and structures older than 60 years, living heritage, historical settlements, landscapes, geological sites, palaeontological sites and objects. Heritage resources management and conservation

10.2 Assessing the Significance of Heritage Resources

Archaeological sites, as previously defined in the National Heritage Resources Act (Act 25 of 1999) are places in the landscape where people have lived in the past – generally more than 60 years ago – and have left traces of their presence behind. In South Africa, archaeological sites include hominid fossil sites, places where people of the Earlier, Middle and Later Stone Age lived in open sites, river gravels, rock shelters and caves, Iron Age sites, graves, and a variety of historical sites and structures in rural areas, towns and cities. Palaeontological sites are those with fossil remains of plants and animals where people were not involved in the accumulation of the deposits. The basic principle of cultural heritage conservation is that archaeological and other heritage sites are valuable, scarce and *non-renewable*. Many such sites are unfortunately lost on a daily basis through development for housing, roads and infrastructure and once archaeological sites are damaged, they cannot be re-created as site integrity and authenticity is permanently lost. Archaeological sites have the potential to contribute to our understanding of the history of the region and of our country and continent. By preserving links with our past, we may not be able to revive lost cultural traditions, but it enables us to appreciate the role they have played in the history of our country.

- Categories of significance

Rating the significance of archaeological sites, and consequently grading the potential impact on the resources is linked to the significance of the site itself. The significance of an archaeological site is based on the amount of deposit, the integrity of the context, the kind of deposit and the potential to help answer present research questions. Historical structures are defined by Section 34 of the National Heritage Resources Act, 1999, while other historical and cultural significant sites, places and features, are generally determined by community preferences. The guidelines as provided by the NHRA (Act No. 25 of 1999) in Section 3, with special reference to subsection 3 are used when determining the cultural significance or other special value of archaeological or historical sites. In addition, ICOMOS (the Australian Committee of the International Council on Monuments and Sites) highlights four cultural attributes, which are valuable to any given culture:

- *Aesthetic value:*

Aesthetic value includes aspects of sensory perception for which criteria can and should be stated. Such criteria include consideration of the form, scale, colour, texture and material of the fabric, the general atmosphere associated with the place and its uses and also the aesthetic values commonly assessed in the analysis of landscapes and townscape.

- *Historic value:*

Historic value encompasses the history of aesthetics, science and society and therefore to a large extent underlies all of the attributes discussed here. Usually a place has historical value because of some kind of influence by an event, person, phase or activity.

- *Scientific value:*

The scientific or research value of a place will depend upon the importance of the data involved, on its rarity, quality and on the degree to which the place may contribute further substantial information.

- *Social value:*

Social value includes the qualities for which a place has become a focus of spiritual, political, national or other cultural sentiment to a certain group.

It is important for heritage specialist input in the EIA process to take into account the heritage management structure set up by the NHR Act. It makes provision for a 3-tier system of management including the South Africa Heritage Resources Agency (SAHRA) at a national level, Provincial Heritage Resources Authorities (PHRAs) at a provincial and the local authority. The Act makes provision for two types or forms of protection of heritage resources; i.e. formally protected and generally protected sites:

Formally protected sites:

- Grade 1 or national heritage sites, which are managed by SAHRA
- Grade 2 or provincial heritage sites, which are managed by the provincial HRA (MP-PHRA).
- Grade 3 or local heritage sites.

Generally protected sites:

- Human burials older than 60 years.
- Archaeological and palaeontological sites.
- Shipwrecks and associated remains older than 60 years.
- Structures older than 60 years.

With reference to the evaluation of sites, the certainty of prediction is definite, unless stated otherwise and if the significance of the site is rated high, the significance of the impact will also result in a high rating. The same rule applies if the significance rating of the site is low. The significance of archaeological sites is generally ranked into the following categories.

Significance	Rating Action
No significance: sites that do not require mitigation.	None
Low significance: sites, which may require mitigation.	2a. Recording and documentation (Phase 1) of site; no further action required 2b. Controlled sampling (shovel test pits, augering), mapping and documentation (Phase 2 investigation); permit required for sampling and destruction
Medium significance: sites, which require mitigation.	3. Excavation of representative sample, C14 dating, mapping and documentation (Phase 2 investigation); permit required for sampling and destruction [including 2a & 2b]
High significance: sites, where disturbance should be avoided.	4a. Nomination for listing on Heritage Register (National, Provincial or Local) (Phase 2 & 3 investigation); site management plan; permit required if utilised for education or tourism
High significance: Graves and burial places	4b. Locate demonstrable descendants through social consulting; obtain permits from applicable legislation, ordinances and regional by-laws; exhumation and reinterment [including 2a, 2b & 3]

Furthermore, the significance of archaeological sites was based on six main criteria:

- Site integrity (i.e. primary vs. secondary context),
- Amount of deposit, range of features (e.g., stonewalling, stone tools and enclosures),
- Density of scatter (dispersed scatter),
- Social value,
- Uniqueness, and
- Potential to answer current and future research questions.

A fundamental aspect in assessing the significance and protection status of a heritage resource is often whether or not the sustainable social and economic benefits of a proposed development outweigh the conservation issues at stake. When, for whatever reason the protection of a heritage site is not deemed necessary or practical, its research potential must be assessed and mitigated in order to gain data / information, which would otherwise be lost

11 ADDENDUM 2: CONVENTIONS USED TO ASSESS THE SIGNIFICANCE OF HERITAGE

11.1 Site Significance Matrix

According to the NHRA, Section 2(vi) the **significance** of heritage sites and artefacts is determined by its 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. The following matrix is used for assessing the significance of each identified site/feature.

2. SITE EVALUATION			
2.1 Heritage Value (NHRA, section 2 [3])	High	Medium	Low
It has importance to the community or pattern of South Africa’s history or pre-colonial history.			
It possesses unique, uncommon, rare or endangered aspects of South Africa’s natural or cultural heritage.			
It has potential to yield information that will contribute to an understanding of South Africa’s natural and cultural heritage.			
It is of importance in demonstrating the principle characteristics of a particular class of South Africa’s natural or cultural places or objects.			
It has importance in exhibiting particular aesthetic characteristics valued by a particular community or cultural group.			
It has importance in demonstrating a high degree of creative or technical achievement at a particular period.			
It has marked or special association with a particular community or cultural group for social, cultural or spiritual reasons (sense of place).			
It has strong or special association with the life or work of a person, group or organisation of importance in the history of South Africa.			
It has significance through contributing towards the promotion of a local sociocultural identity and can be developed as a tourist destination.			
It has significance relating to the history of slavery in South Africa.			
It has importance to the wider understanding of temporal changes within cultural landscapes, settlement patterns and human occupation.			
2.2 Field Register Rating			
National/Grade 1 [should be registered, retained]			
Provincial/Grade 2 [should be registered, retained]			
Local/Grade 3A [should be registered, mitigation not advised]			
Local/Grade 3B [High significance; mitigation, partly retained]			
Generally Protected A [High/Medium significance, mitigation]			
Generally protected B [Medium significance, to be recorded]			
Generally Protected C [Low significance, no further action]			
2.3 Sphere of Significance	High	Medium	Low
International			
National			
Provincial			

Local			
Specific community			

11.2 Impact Assessment Criteria

The following table provides a guideline for the rating of impacts and recommendation of management actions for sites of heritage potential.

Significance of the heritage resource

This is a statement of the nature and degree of significance of the heritage resource being affected by the activity. From a heritage management perspective it is useful to distinguish between whether the significance is embedded in the physical fabric or in associations with events or persons or in the experience of a place; i.e. its visual and non-visual qualities. This statement is a primary informant to the nature and degree of significance of an impact and thus needs to be thoroughly considered. Consideration needs to be given to the significance of a heritage resource at different scales (i.e. sitespecific, local, regional, national or international) and the relationship between the heritage resource, its setting and its associations.

Nature of the impact

This is an assessment of the nature of the impact of the activity on a heritage resource, with some indication of its positive and/or negative effect/s. It is strongly informed by the statement of resource significance. In other words, the nature of the impact may be historical, aesthetic, social, scientific, linguistic or architectural, intrinsic, associational or contextual (visual or non-visual). In many cases, the nature of the impact will include more than one value.

Extent

Here it should be indicated whether the impact will be experienced:

- On a site scale, i.e. extend only as far as the activity;
- Within the immediate context of a heritage resource;
- On a local scale, e.g. town or suburb
- On a metropolitan or regional scale; or
- On a national/international scale.

Duration

Here it should be indicated whether the lifespan of the impact will be:

- Short term, (needs to be defined in context)
- Medium term, (needs to be defined in context)
- Long term where the impact will persist indefinitely, possibly beyond the operational life of the activity, either because of natural processes or by human intervention; or
- Permanent where mitigation either by natural process or by human intervention will not occur in such a way or in such a time span that the impact can be considered transient.

Of relevance to the duration of an impact are the following considerations:

- Reversibility of the impact; and
- Renewability of the heritage resource.

Intensity

Here it should be established whether the impact should be indicated as:

- Low, where the impact affects the resource in such a way that its heritage value is not affected;
- Medium, where the affected resource is altered but its heritage value continues to exist albeit in a modified way; and
- High, where heritage value is altered to the extent that it will temporarily or permanently be damaged or destroyed.

Probability

This should describe the likelihood of the impact actually occurring indicated as:

- Improbable, where the possibility of the impact to materialize is very low either because of design or historic experience;
- Probable, where there is a distinct possibility that the impact will occur;
- Highly probable, where it is most likely that the impact will occur; or
- Definite, where the impact will definitely occur regardless of any mitigation measures

Confidence

This should relate to the level of confidence that the specialist has in establishing the nature and degree of impacts. It relates to the level and reliability of information, the nature and degree of consultation with I&AP's and the dynamic of the broader socio-political context.

- High, where the information is comprehensive and accurate, where there has been a high degree of consultation and the socio-political context is relatively stable.
- Medium, where the information is sufficient but is based mainly on secondary sources, where there has been a limited targeted consultation and socio-political context is fluid.
- Low, where the information is poor, a high degree of contestation is evident and there is a state of socio-political flux.

Impact Significance

The significance of impacts can be determined through a synthesis of the aspects produced in terms of the nature and degree of heritage significance and the nature, duration, intensity, extent, probability and confidence of impacts and can be described as:

- Low; where it would have a negligible effect on heritage and on the decision
- Medium, where it would have a moderate effect on heritage and should influence the decision.
- High, where it would have, or there would be a high risk of, a big effect on heritage. Impacts of high significance should have a major influence on the decision;
- Very high, where it would have, or there would be high risk of, an irreversible and possibly irreplaceable negative impact on heritage. Impacts of very high significance should be a central factor in decision-making.

11.3 Direct Impact Assessment Criteria

The following table provides an outline of the relationship between the significance of a heritage context, the intensity of development and the significance of heritage impacts to be expected

HERITAGE CONTEXT	TYPE OF DEVELOPMENT			
	CATEGORY A	CATEGORY B	CATEGORY C	CATEGORY D
CONTEXT 1 High heritage Value	Moderate heritage impact expected	High heritage impact expected	Very high heritage impact expected	Very high heritage impact expected
CONTEXT 2 Medium to high heritage value	Minimal heritage impact expected	Moderate heritage impact expected	High heritage impact expected	Very high heritage impact expected
CONTEXT 3 Medium to low heritage value	Little or no heritage impact expected	Minimal heritage impact expected	Moderate heritage impact expected	High heritage impact expected
CONTEXT 4 Low to no heritage value	Little or no heritage impact expected	Little or no heritage impact expected	Minimal heritage value expected	Moderate heritage impact expected
NOTE: A DEFAULT "LITTLE OR NO HERITAGE IMPACT EXPECTED" VALUE APPLIES WHERE A HERITAGE RESOURCE OCCURS OUTSIDE THE IMPACT ZONE OF THE DEVELOPMENT.				
HERITAGE CONTEXTS	CATEGORIES OF DEVELOPMENT			
<p>Context 1: Of high intrinsic, associational and contextual heritage value within a national, provincial and local context, i.e. formally declared or potential Grade 1, 2 or 3A heritage resources</p> <p>Context 2: Of moderate to high intrinsic, associational and contextual value within a local context, i.e. potential Grade 3B heritage resources.</p> <p>Context 3: Of medium to low intrinsic, associational or contextual heritage value within a national, provincial and local context, i.e. potential</p>	<p>Category A: Minimal intensity development</p> <ul style="list-style-type: none"> - No rezoning involved; within existing use rights. - No subdivision involved. - Upgrading of existing infrastructure within existing envelopes - Minor internal changes to existing structures - New building footprints limited to less than 1000m2. <p>Category B: Low-key intensity development</p> <ul style="list-style-type: none"> - Spot rezoning with no change to overall zoning of a site. - Linear development less than 100m 			

<p>Grade 3C heritage resources</p> <p>Context 4: Of little or no intrinsic, associational or contextual heritage value due to disturbed, degraded conditions or extent of irreversible damage.</p>	<ul style="list-style-type: none"> - Building footprints between 1000m2-2000m2 - Minor changes to external envelop of existing structures (less than 25%) - Minor changes in relation to bulk and height of immediately adjacent structures (less than 25%). <p>Category C: Moderate intensity development</p> <ul style="list-style-type: none"> - Rezoning of a site between 5000m2-10 000m2. - Linear development between 100m and 300m. - Building footprints between 2000m2 and 5000m2 - Substantial changes to external envelop of existing structures (more than 50%) - Substantial increase in bulk and height in relation to immediately adjacent buildings (more than 50%) <p>Category D: High intensity development</p> <ul style="list-style-type: none"> - Rezoning of a site in excess of 10 000m2 - Linear development in excess of 300m. - Any development changing the character of a site exceeding 5000m2 or involving the subdivision of a site into three or more erven. - Substantial increase in bulk and height in relation to immediately adjacent buildings (more than 100%)
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11.4 Management and Mitigation Actions

The following table provides a guideline of relevant heritage resources management actions is vital to the conservation of heritage resources.

<p>No further action / Monitoring</p> <p>Where no heritage resources have been documented, heritage resources occur well outside the impact zone of any development or the primary context of the surroundings at a development footprint has been largely destroyed or altered, no further immediate action is required. Site monitoring during development, by an ECO or the heritage specialist are often added to this recommendation in order to ensure that no undetected heritage\ remains are destroyed.</p> <p>Avoidance</p> <p>This is appropriate where any type of development occurs within a formally protected or significant or sensitive heritage context and is likely to have a high negative impact. Mitigation is not acceptable or not possible. This measure often includes the change / alteration of development planning and therefore impact zones in order not to impact on resources.</p> <p>Mitigation</p> <p>This is appropriate where development occurs in a context of heritage significance and where the impact is such that it can be mitigated to a degree of medium to low significance, e.g. the high to medium impact of a development on an archaeological site could be mitigated through sampling/excavation of the remains. Not all negative impacts can be mitigated.</p> <p>Compensation</p> <p>Compensation is generally not an appropriate heritage management action. The main function of management actions should be to conserve the resource for the benefit of future generations. Once lost it cannot be renewed. The circumstances around the potential public or heritage benefits would need to be exceptional to warrant this type of action, especially in the case of where the impact was high.</p> <p>Rehabilitation</p> <p>Rehabilitation is considered in heritage management terms as a intervention typically involving the adding of a new heritage layer to enable a new sustainable use. It is not appropriate when the process necessitates the removal of previous historical layers, i.e. restoration of a building or place to the previous state/period. It is an appropriate heritage management action in the following cases:</p> <ul style="list-style-type: none"> - The heritage resource is degraded or in the process of degradation and would benefit from rehabilitation. - Where rehabilitation implies appropriate conservation interventions, i.e. adaptive reuse, repair and maintenance, consolidation and minimal loss of historical fabric. - Where the rehabilitation process will not result in a negative impact on the intrinsic value of the resource. <p>Enhancement</p>
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Enhancement is appropriate where the overall heritage significance and its public appreciation value are improved. It does not imply creation of a condition that might never have occurred during the evolution of a place, e.g. the tendency to sanitize the past. This management action might result from the removal of previous layers where these layers are culturally of low significance and detract from the significance of the resource. It would be appropriate in a range of heritage contexts and applicable to a range of resources. In the case of formally protected or significant resources, appropriate enhancement action should be encouraged. Care should, however, be taken to ensure that the process does not have a negative impact on the character and context of the resource. It would thus have to be carefully monitored