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Heritage Assessment

Townlands Collieries development of
Shanduka on portions of Portion 160
of the farm Uitkyk 290 JS, District
Middelburg, Mpumalanga

Version 1.0

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**Professional Grave
Solutions (Pty)
Limited**

(Registration No: 2003/008940/07)

Bergarend St 906, Waverley, Pretoria, 0186

PO Box 32542, Totiusdal, 0134 South Africa

TEL: +27 12 332 5305,

FAX: 0866 580199

ACKNOWLEDGEMENT OF RECEIPT

CLIENT: Ground Water Consulting Services (Pty) Ltd

CONTACT PERSON: Ms. Sasha Slogrove, Tel +27(0)11 803 5726, Fax +27(0)11 803 5745, Fax to mail 0866584389, email: sasha@gcs-sa.biz

SIGNATURE: _____

LEADING CONSULTANT: Professional Grave Solutions - Heritage Unit

CONTACT PERSON: Wouter Fourie

SIGNATURE: _____

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- i. The results of the project;
- ii. The technology described in any report ; and,
- iii. The recommendations delivered to the Client.

EXECUTIVE SUMMARY

Professional Grave Solutions Heritage Unit was appointed by GCS (Pty) Ltd to undertake a Phase 1 Heritage Impact Assessment that forms part of the Environmental Management Programme for the extension of the Townlands Colliery development of Shanduka Coal on Portion 160 of the farm Uitkyk 290 JS, District Middelburg, Mpumalanga.

During the survey no sites of heritage significance were identified.

General

If during mining any possible finds are made, the operations must be stopped and a qualified archaeologist be contacted for an assessment of the find.

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1. INTRODUCTION

Professional Grave Solutions Heritage Unit was appointed by GCS (Pty) Ltd to undertake a Phase 1 Heritage Impact Assessment that forms part of the Environmental Management Programme for the extension of the Townlands Colliery development of Shanduka Coal on Portion 160 of the farm Uitkyk 290 JS, District Middelburg, Mpumalanga.

The aim of the study is to identify all heritage sites, document, and assess their importance within Local, Provincial and National context. From this we aim to assist the developer in managing the discovered heritage resources in a responsible manner, in order to protect, preserve, and develop them within the framework provided by the National Heritage Resources Act of 1999 (Act 25 of 1999) (NHRA).

The report outlines the approach and methodology utilised before and during the survey, which includes in Phase 1: Information collection from various sources and public consultations; Phase 2: Physical surveying of the area on foot and by vehicle; and Phase 3: Reporting the outcome of the study.

During the survey, no cultural heritage sites were identified.

General site conditions and features on site were recorded by means of photos, GPS location, and description. Possible impacts were identified and mitigation measures are proposed in the following report.

This report must also be submitted to SAHRA's provincial office for scrutiny.

2. APPROACH AND METHODOLOGY

The aim of the study is to extensively cover all data available to compile a background history of the study area; this was accomplished by means of the following phases.

2.1. PROJECT DESCRIPTION

The project entails the development of a new open cast section of the Townlands Colliery of 133 hectares.

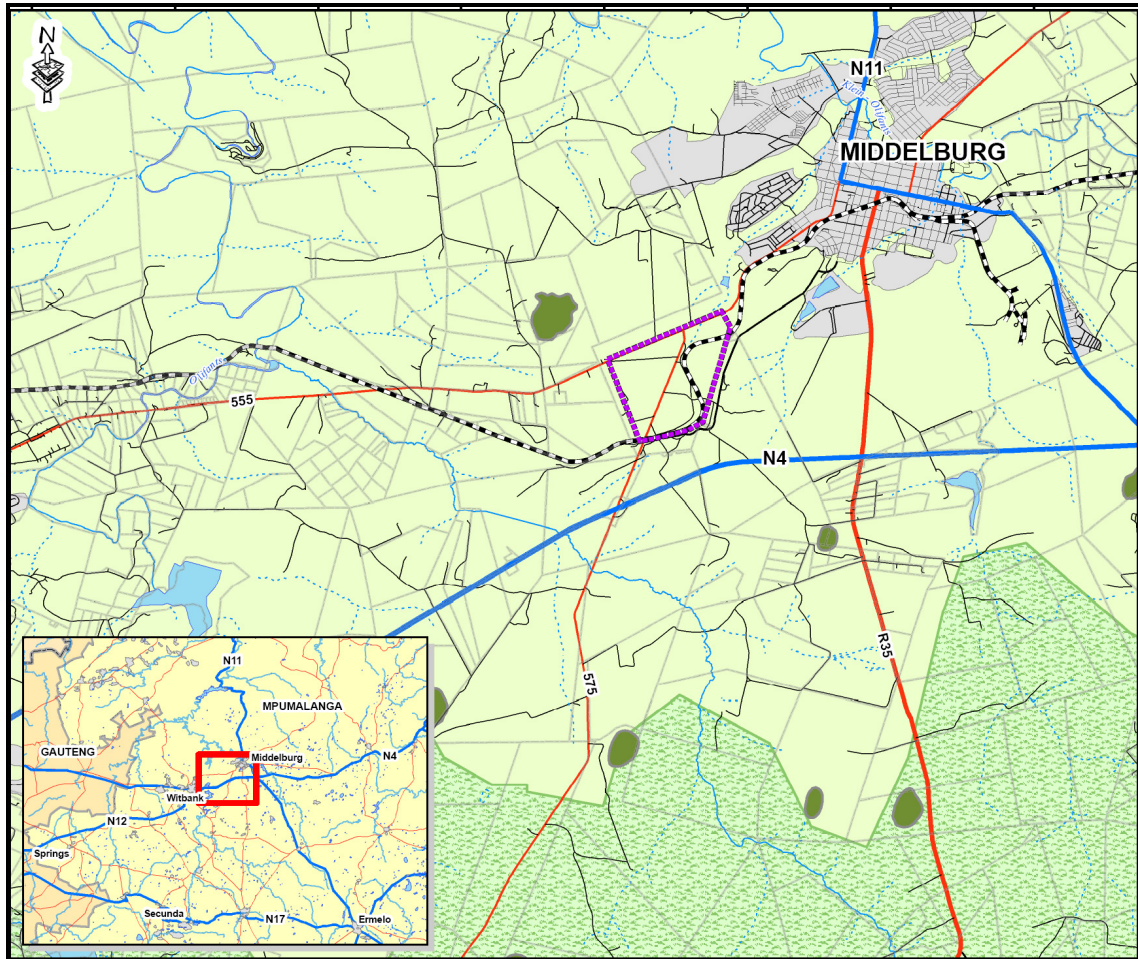


Figure 1 – Locality Map

2.2 PHYSICAL SURVEYING

Due to the nature of cultural remains, the majority that occur below surface, a physical walk through of the study area was conducted. The total area of impact comprised an area of approximately 133 ha in total. The study area was surveyed over a period of one day, by means of vehicle and extensive surveys on foot by PGS.

Aerial photographs and 1:50 000 maps of the area were consulted and literature of the area were studied before undertaking the survey. The purpose of this was to identify topographical areas of possible historic and pre-historic activity. All sites discovered both inside and bordering the proposed development area was plotted on 1:50 000 maps and their GPS co-ordinates noted. 35mm photographs on digital film were taken at all the sites.

3. LEGISLATIVE REQUIREMENTS AND TERMINOLOGY

3.1 Legislation

The identification, evaluation and assessment of any cultural heritage site, artefact or find in the South African context is required and governed by the following legislation:

- i. National Environmental Management Act (NEMA) Act 107 of 1998
- ii. National Heritage Resources Act (NHRA) Act 25 of 1999
- iii. Minerals and Petroleum Resources Development Act (MPRDA) Act 28 of 2002
- iv. Development Facilitation Act (DFA) Act 67 of 1995

The following sections in each Act refer directly to the identification, evaluation and assessment of cultural heritage resources.

- i. National Environmental Management Act (NEMA) Act 107 of 1998
 - a. Basic Environmental Assessment (BEA) – Section (23)(2)(d)
 - b. Environmental Scoping Report (ESR) – Section (29)(1)(d)
 - c. Environmental Impacts Assessment (EIA) – Section (32)(2)(d)
 - d. Environmental Management Plan (EMP) – Section (34)(b)
- ii. National Heritage Resources Act (NHRA) Act 25 of 1999
 - a. Protection of Heritage resources – Sections 34 to 36; and
 - b. Heritage Resources Management – Section 38
- iii. Minerals and Petroleum Resources Development Act (MPRDA) Act 28 of 2002
 - a. Section 39(3)

- iv. Development Facilitation Act (DFA) Act 67 of 1995
 - a. The GNR.1 of 7 January 2000: Regulations and rules in terms of the Development Facilitation Act, 1995. Section 31.

3.2 Abbreviations and Terminology

ASAPA: Association of South African Professional Archaeologists

CRM: Cultural Resource Management

DEAT: Department of Environmental Affairs and Tourism

DWAF: Department of Water Affairs and Forestry

EIA practitioner: Environmental Impact Assessment Practitioner

EIA: Environmental Impact Assessment

EIA: Early Iron Age

ESA: Early Stone Age

GPS: Global Positioning System

HIA: Heritage Impact Assessment

I&AP: Interested & Affected Party

LSA: Late Stone Age

LIA: Late Iron Age

MSA: Middle Stone Age

MIA: Middle Iron Age

NEMA: National Environmental Management Act

NHRA: National Heritage Resources Act

PHRA: Provincial Heritage Resources Agency

PSSA: Palaeontological Society of South Africa

ROD: Record of Decision

SAHRA: South African Heritage Resources Agency

Archaeological resources

This includes:

- i. material remains resulting from human activity which are in a state of disuse and are in or on land and which are older than 100 years including artefacts, human and hominid remains and artificial features and structures;
- ii. rock art, being any form of painting, engraving or other graphic representation on a fixed rock surface or loose rock or stone, which was executed by human agency and which is older than 100 years, including any area within 10m of such representation;
- iii. wrecks, being any vessel or aircraft, or any part thereof which was wrecked in South Africa, whether on land, in the internal waters, the territorial waters or in

- the maritime culture zone of the republic as defined in the Maritimes Zones Act, and any cargo, debris or artefacts found or associated therewith, which is older than 60 years or which SAHRA considers to be worthy of conservation;
- iv. features, structures and artefacts associated with military history which are older than 75 years and the site on which they are found.

Cultural significance

This means aesthetic, architectural, historical, scientific, social, spiritual, linguistic or technological value or significance

Development

This means any physical intervention, excavation, or action, other than those caused by natural forces, which may in the opinion of the heritage authority in any way result in the change to the nature, appearance or physical nature of a place or influence its stability and future well-being, including:

- i. construction, alteration, demolition, removal or change in use of a place or a structure at a place;
- ii. carrying out any works on or over or under a place;
- iii. subdivision or consolidation of land comprising a place, including the structures or airspace of a place;
- iv. constructing or putting up for display signs or boards;
any change to the natural or existing condition or topography of land;
- v. any removal or destruction of trees, or removal of vegetation or topsoil

Heritage resources

This means any place or object of cultural significance

4. ASSESSMENT CRITERIA

This chapter describes the evaluation criteria used for the sites listed below.

The significance of archaeological sites was based on four main criteria:

- **site integrity** (i.e. primary vs. secondary context),
- **amount of deposit, range of features** (e.g., stonewalling, stone tools and enclosures),
- **uniqueness** and
- **potential** to answer present research questions.

Management actions and recommended mitigation, which will result in a reduction in the impact on the sites, will be expressed as follows:

- A - No further action necessary;
- B - Mapping of the site and controlled sampling required;
- C - Preserve site, or extensive data collection and mapping of the site; and
- D - Preserve site

Impacts on these sites by the development will be evaluated as follows

4.1 IMPACT

The potential environmental impacts that may result from the proposed development activities.

4.1.1 Nature and existing mitigation

Natural conditions and conditions inherent in the project design that alleviate (control, moderate, curb) impacts. All management actions, which are presently implemented, are considered part of the project design and therefore mitigate against impacts.

4.2 EVALUATION

4.2.1 Site Significance

Site significance classification standards prescribed by the South African Heritage Resources Agency (2006) and approved by the Association for Southern African Professional Archaeologists (ASAPA) for the Southern African Development Community (SADC) region, were used for the purpose of this report.

FIELD RATING	GRADE	SIGNIFICANCE	RECOMMENDED MITIGATION
National Significance (NS)	Grade 1	-	Conservation; National Site nomination
Provincial Significance (PS)	Grade 2	-	Conservation; Provincial Site nomination
Local Significance (LS)	Grade 3A	High Significance	Conservation; Mitigation not advised
Local Significance (LS)	Grade 3B	High Significance	Mitigation (Part of site should be retained)
Generally Protected A (GP.A)	-	High / Medium Significance	Mitigation before destruction

Generally Protected B (GP.B)	-	Medium Significance	Recording before destruction
Generally Protected C (GP.C)	-	Low Significance	Destruction

4.2.2 Impact Rating

Each impact identified will be assessed in terms of probability (likelihood of occurring), extent (spatial scale), intensity (severity) and duration (temporal scale). To enable a scientific approach to the determination of the impact significance (importance), a numerical value will be linked to each rating scale. The sum of the numerical values will define the significance. The following criteria will be applied to the impact assessment for the Ferreira Project EIA / EMP.

Table 1: Probability

Category	Rating	Description
Definite	3	More than 90 percent sure of a particular fact or of the likelihood of that impact occurring
Probable	2	70 to 90 percent sure of a particular fact or of the likelihood of that impact occurring
Possible	1	40 to 70 percent sure of a particular fact or of the likelihood of that impact occurring
Improbable	0	Less than 40 percent sure of a particular fact or of the likelihood of that impact occurring

Table 2: Extent

Category	Rating	Description
Site	1	Immediate project site
Local	2	Up to 5 km from the project site
Regional	3	20 km radius from the project site
Provincial	4	Provincial
National	5	South African
International	6	Neighbouring countries/overseas

Table 3: Duration

Category	Rating	Description
Very short-term	1	Less than 1 year
Short-term	2	1 to 5 years
Medium-term	3	5 to 10 years
Long-term	4	10 to 15 years
Very long-term	5	Greater than 15 years
Permanent	6	Permanent

Table 4: Intensity

Category	Rating	Description
Very low	0	Where the impact affects the environment in such a way that natural, cultural and social functions are not affected
Low	1	Where the impact affects the environment in such a way that natural, cultural and social functions are only marginally affected
Medium	2	Where the affected environment is altered but natural, cultural and social function and processes continue albeit in a modified way
High	3	Where natural, cultural or social functions or processes are altered to the extent that they will temporarily cease
Very high	4	Where natural, cultural or social functions or processes are altered to the extent that they will permanently cease

Table 5: Significance Rating

Score	Significance Rating
2 – 4	Low
5 – 7	Low to Moderate
8 – 10	Moderate
11 - 13	Moderate to High
14 – 16	High
17 – 19	Very High

5. BACKGROUND OF AREA

5.1 ARCHAEOLOGICAL BACKGROUND

The Stone Age is divided in Earlier; Middle and Later Stone Age and refers to the earliest people of South Africa who mainly relied on stone for their tools.

Earlier Stone Age: The period from \pm 2.5 million yrs - \pm 250 000 yrs ago. Acheulean stone tools are dominant.

Middle Stone Age: Various lithic industries in SA dating from \pm 250 000 yrs – 22 000 yrs before present.

Later Stone Age: The period from \pm 22 000-yrs before present to the period of contact with either Iron Age farmers or European colonists.

The Iron Age as a whole represents the spread of Bantu speaking people and includes both the Pre-Historic and Historic periods. Similar to the Stone Age it can be divided into three periods:

The Early Iron Age: Most of the first millennium AD.

The Middle Iron Age: 10th to 13th centuries AD

The Late Iron Age: 14th century to colonial period.

5.2 HISTORICAL BACKGROUND

The topographical map (*Figure 2*) surveyed and produced in 1948 was consulted to identify the presence of recent historic structures on the property. The map indicates the area to have been a plantation pre-1948 to present.

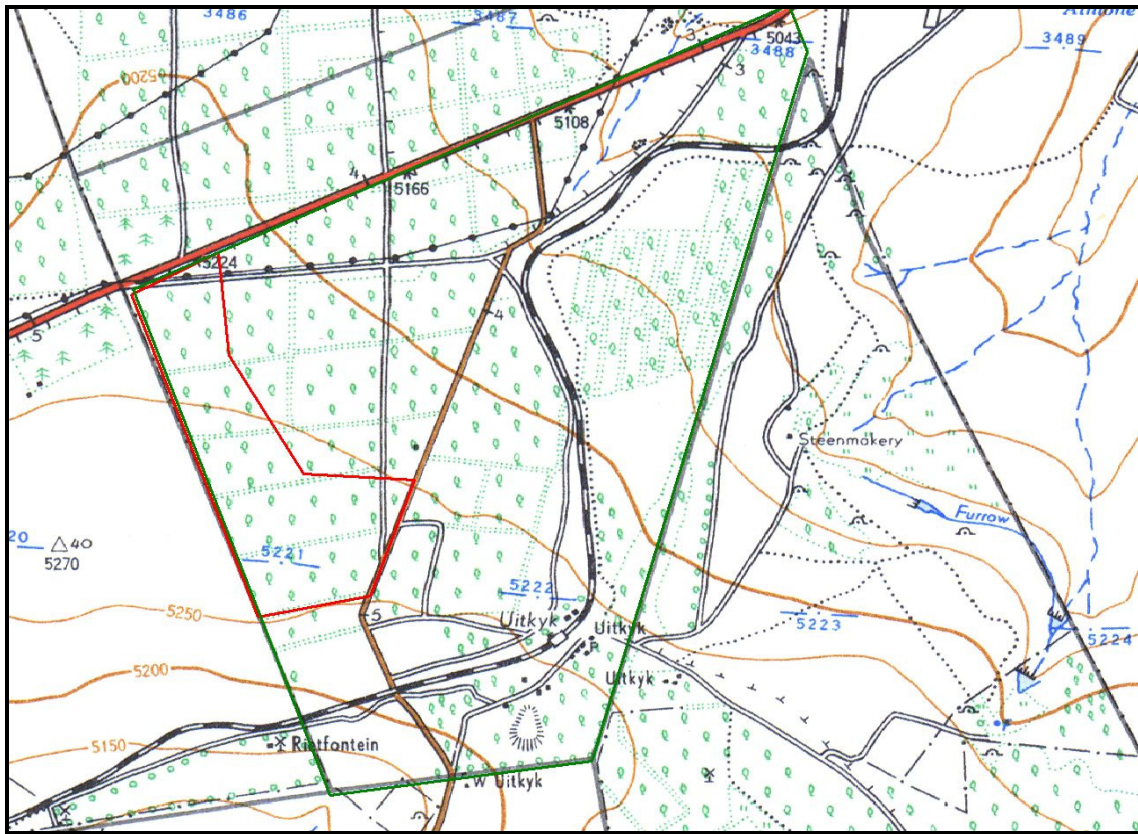


Figure 2 - Topographical map of 1963 (Red border indicating study area)

6. SITES OF SIGNIFICANCE

The study area, located on topographical sheet 2529CD. The proposed extension is approximately 133ha in size and is situated on the western section of the current Townlands Colliery. The site is approximately 3km to south-west of Middelburg town.

The proposed site consisted of a bluegum tree plantation covering more than 90% of the site.



Figure 3 - View of plantation



Figure 4 - Disturbed areas on site

7. ASSUMPTIONS AND LIMITATIONS

Not subtracting in any way from the comprehensiveness of the fieldwork undertaken, it is necessary to realise that the heritage resources located during the fieldwork do not necessarily represent all the heritage resources located there. This may be due to various reasons, including the subterranean nature of some archaeological sites and dense vegetation cover. As such, should any heritage features and/or objects not included in the present inventory be located or observed, a heritage specialist must immediately be contacted. Such observed or located heritage features and/or objects may not be disturbed or removed in any way until such time that the heritage specialist has been able to make an assessment as to the significance of the site (or material) in question. This is true for graves and cemeteries as well.

8. LEGAL AND POLICY REQUIREMENTS

8.1 General principles

In areas where there has not yet been a systematic survey to identify conservation worthy places, a permit is required to alter or demolish any structure older than 60 years. This will apply until a survey has been done and identified heritage resources are formally protected.

Archaeological and palaeontological sites, materials, and meteorites are the source of our understanding of the evolution of the earth, life on earth and the history of people. In the new legislation, permits are required to damage, destroy, alter, or disturb them. People who already possess material are required to register it.

The management of heritage resources are integrated with environmental resources and this means that before development takes place heritage resources are assessed and, if necessary, rescued.

In addition to the formal protection of culturally significant graves, all graves, which are older than 60 years and are not in a cemetery (such as ancestral graves in rural areas), are protected. The legislation protects the interests of communities that have interest in the graves: they may be consulted before any disturbance takes place.

The graves of victims of conflict and those associated with the liberation struggle will be identified, cared for, protected and memorials erected in their honour.

Anyone who intends to undertake a development must notify the heritage resource authority and if there is reason to believe that heritage resources will be affected, an impact assessment report must be compiled at the developer's cost. Thus developers will be able to proceed without uncertainty about whether work will have to be stopped if a heritage resource is discovered.

According to the National Heritage Act (Act 25 of 1999 section 32) it is stated that:

An object or collection of objects, or a type of object or a list of objects, whether specific or generic, that is part of the national estate and the export of which SAHRA deems it necessary to control, may be declared a heritage object, including –

- 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;
- books, records, documents, photographic positives and negatives, graphic material, film or video or sound recordings, excluding those that are public records as defined in section 1 (xiv) of the National Archives of South Africa Act, 1996 (Act No. 43 of 1996), or in a provincial law pertaining to records or archives; and
- any other prescribed category.

Under the National Heritage Resources Act (Act No. 25 of 1999), provisions are made that deal with, and offer protection, to all historic and pre-historic cultural remains, including graves and human remains.

8.1 Graves and cemeteries

Graves younger than 60 years fall under Section 2(1) of the Removal of Graves and Dead Bodies Ordinance (Ordinance no. 7 of 1925) as well as the Human Tissues Act (Act 65 of 1983) and are the jurisdiction of the National Department of Health and the relevant Provincial Department of Health and must be submitted for final approval to the Office of the relevant Provincial Premier. This function is usually delegated to the Provincial MEC for Local Government and Planning, or in some cases the MEC for Housing and Welfare. Authorisation for exhumation and reinterment must also be

obtained from the relevant local or regional council where the grave is situated, as well as the relevant local or regional council to where the grave is being relocated. All local and regional provisions, laws and by-laws must also be adhered to. In order to handle and transport human remains the institution conducting the relocation should be authorised under Section 24 of Act 65 of 1983 (Human Tissues Act).

Graves older than 60 years, but younger than 100 years fall under Section 36 of Act 25 of 1999 (National Heritage Resources Act) as well as the Human Tissues Act (Act 65 of 1983) and are the jurisdiction of the South African Heritage Resource Agency (SAHRA). The procedure for Consultation Regarding Burial Grounds and Graves (Section 36(5) of Act 25 of 1999) is applicable to graves older than 60 years that are situated outside a formal cemetery administrated by a local authority. Graves in the category located inside a formal cemetery administrated by a local authority will also require the same authorisation as set out for graves younger than 60 years over and above SAHRA authorisation. If the grave is not situated inside a formal cemetery but is to be relocated to one, permission from the local authority is required and all regulations, laws and by-laws set by the cemetery authority must be adhered to.

9. ASSESSMENT AND RECOMMENDATIONS

*A locality map is provided in **Annexure A***

During the survey no sites of heritage significance were found .

There is from a Heritage point of view no reason why the development can not commence if the recommendations are adhered to.

General

If during mining any possible finds are made, the operations must be stopped and a qualified archaeologist be contacted for an assessment of the find.

10. LIST OF PREPARES

Wouter Fourie, BA (Hon) Archaeology (UP)

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**ANNEXURE A:
Study area**

