



## KWAZULU-NATAL PROVINCE

ECONOMIC DEVELOPMENT, TOURISM  
AND ENVIRONMENTAL AFFAIRS  
REPUBLIC OF SOUTH AFRICA

### DIRECTORATE: ENVIRONMENTAL SERVICES

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Reference: DC43/TK/0004/2022

#### **Sino Hydro Consultant (Pty)Ltd**

No 49 Peter Kirchhoff (Chapel Str)

Pietermaritzburg

3201

**Attention** : Mr. Hebert Nemato  
**Tel no** : 076 262 9420  
**Email** : [info@amathongagroup.co.za](mailto:info@amathongagroup.co.za)

Dear Sir

#### **RE: DC43/TK/0004/2022: THE RESPONSE TO QUERY REGARDING THE PROPOSED DEVELOPMENT OF A CEMETERY IN BULWER, DR NKOSAZANA DLAMINI ZUMA LOCAL MUNICIPALITY WITHIN THE HARRY GWALA DISTRICT, DC 43.**

Your enquiry submitted electronically on 10 March 2022 to the Department of Economic Development Tourism and Environmental Affairs (hereafter referred to as "the Department") has reference.

1. Based on the information provided, it is understood by the Department that the following is proposed:
  - 1.1 The applicant intends to develop a Cemetery.
  - 1.2 The cemetery covers 10 Ha of land.
  - 1.3 The cemetery is proposed on virgin land, It is characterized of indigenous grass.
  - 1.4 Works will include fencing, access route, ablution facilities and gate house.
  - 1.5 There is a stream approximately 100 m away from the proposed site
  
2. Based on the information provided by Mr. Hebert Nemato of Sino Hydro Consultants on behalf of the Dr. Nkosazane Dlamini Zuma Local Municipality, the Department is of the opinion that the development triggers listed activities in terms of the EIA Regulations, 2014 as amended and therefore environmental approval in terms of section 24 of the National Environmental Management Act (No. 107 of 1998) (NEMA) is required.



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- 2.1 Activity 23 of listed notice 1: *The development of cemeteries of 2 500 square metres or more in size.*
  - 2.2 Activity 27 of listed notice 1: *The clearance of an area of 1 hectares or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for—*
    - (i) *the undertaking of a linear activity; or*
    - (ii) *maintenance purposes undertaken in accordance with a maintenance management plan.*
3. The regulations require the applicant to appoint an Environmental Assessment Practitioner (EAP) who will comply with the regulation on behalf of the applicant. The applicant must provide the environmental assessment team and specifically the EAP, with a detailed precise statement of the purpose and need for the proposed activity, as well as information that will allow the EAP to determine the appropriate level of the environmental impact assessment.
  4. The applicant must take all reasonable steps to verify whether the EAP to be appointed complies with regulation 17(a) and (b). The applicant must also provide the EAP with access to all information at the disposal of the applicant regarding the application, whether or not such information is favorable to the applicant.
  5. A person convicted of an offence in terms of subsection (2) is liable to a fine not exceeding five (10) million or to imprisonment for a period not exceeding ten (10) years, or to both such fine and such imprisonment.
  6. Please note that this correspondence does not negate the need to comply with any other applicable legislative requirement from any other competent authorities.
  7. Please do not hesitate to contact this Department, should you have any queries regarding this correspondence.

Yours faithfully

For **Mr. N. Nkontwana**  
**Head of Department**  
**Department of Economic Development, Tourism and Environmental Affairs**  
**Signed on behalf of the Head of Department:** Ms. Ntoyonke Dlamini  
**Designation:** Control Environmental Officer: Environmental Impact Assessment (Harry Gwala District)  
**Date:** 04 April 2022