

99-105 Botanic Gardens Rd - Proposed New Student Housing Development

PermitID: 4159 REF: SAH22/19419, SAH22/19419 & 21/190; 21/191 and 21/192

Issued under section 37 of the KwaZulu Natal Amafa and Research Institute Act (Act 05 of 2018) and section 34(1) of the National Heritage Resources Act (Act 25 of 1999)

Permit Holder: Mr Prince Lucky Ndlovu

Approval is hereby given to **Mr Prince Lucky Ndlovu** in accordance with the application received on **29/08/2022**, for **Demolition** on the site/s: **95, 101 & 105 Botanic Gardens Road, Musgrave, Berea, Durban**.

Proposed New Student Residence Development at Portion 1 erf 2292, Portion 12(of 2) of erf 2292 and Portion 2 of erf 2292, Berea, Durban, Ethekewini Municipality, KZN

Graded: IIIC (99 & 101 being Listed buildings)

This permit is issued in accordance with Drawings:

Drawing No.: 0000-05,1000-05, 2000-05 & 3000-05

Dated: 14 July 2023

Drawn By: Pieter- Schalk Botha (TJ Architects (Pty)Ltd)

Conditions: This permit is issued subject to the following conditions:-

- 1.1 That in the event of any contemplated deviation the prior **written approval** of KwaZulu- Natal Amafa and Research Institute must be obtained;
- 1.2 In such event, a **written motivation** in support of such deviation must be submitted to KwaZulu- Natal Amafa and Research Institute for consideration and;
- 1.3 The KwaZulu- Natal Amafa and Research Institute has the right to inspect the site at any time;
- 1.4 Where necessary monthly reports are to be submitted to KwaZulu- Natal Amafa and Research Institute on the work being conducted and the findings;
- 1.5 Monthly reports are to be accompanied by the relevant National Site Record forms;

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- 1.6 A final report on the work conducted and the findings must be submitted to KwaZulu- Natal Amafa and Research Institute not later than thirty (30) days from the date of expiration of this permit, extensions are negotiable;
- 1.7 KwaZulu- Natal Amafa and Research Institute shall not be liable for any loss, damage or injuries to any person/s or property caused by any of the activities conducted by the applicant;
- 1.8 All archaeological and paleontological Material become, on discovery, the property of the Province of KwaZulu- Natal and must be lodged at the repository of KwaZulu- Natal Amafa and Research Institute.
- 1.9 It is the responsibility of the Applicant to ensure that artefacts are preserved in its original state while in his/her possession;
- 1.10 The Applicant shall be liable for any damage or destruction caused at any site or to any artefact.
- 1.11 **FAILURE TO COMPLY WITH THESE CONDITIONS WILL RENDER ANY ACTIVITY CONDUCTED UNLAWFUL, AND KWAZULU NATAL AMAFA AND RESEARCH INSTITUTE RESERVES THE RIGHT TO CANCEL THIS PERMIT AND TO INSTITUTE CRIMINAL AND/OR CIVIL ACTION AGAINST THE PERSON/S RESPONSIBLE.**
- 1.12 The issuing of this permit does not exempt the Applicant from compliance with any other law, where applicable.

This permit is valid from **31/07/2023 to 31/07/2026 AND IS NOT TRANSFERABLE.**



Sandisiwe Matole
Heritage Officer
KwaZulu-Natal Amafa and Research Institute



Mxolisi Dlamuka
Head of Secretariat and Administration



HERITAGE IDENTIFICATION, MANAGEMENT & PROTECTION

Enquiries: Sandisiwe Matole

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Date: Monday July 31, 2023

CaseID: 19419

Ref No.: SAH22/19419, SAH22/19419 &
21/190; 21/191 and 21/192

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KwaZulu-Natal Amafa and Research Institute

Additional Info:

Total demolition

Please note that this permit may be suspended should an appeal against the decisions be received by the KwaZulu Natal Amafa and Research Institute within 14 days from the date of the permit. The KwaZulu Natal Amafa and Research Institute may not be held responsible for any costs or losses incurred in the event of the suspension or retraction of this permit.

ADMIN: Direct URL to case: <https://sahris.sahra.org.za/node/604329>