

**Approved Decisions of the Meeting of the Impact Assessment Committee (IACOM)
of Heritage Western Cape (HWC) held on the 1st Floor in the Boardroom, Protea
Assurance Building, Greenmarket Square, Cape Town,
at 09H00 on Wednesday, 6 March 2019**

MATTERS TO BE DISCUSSED

11 SECTION 38(2) RESPONSES TO NOTIFICATION OF INTENT TO DEVELOP

11.1 None

12 SECTION 38(4), INTERIM COMMENT

**12.1 Proposed Total Demolition of 3 Buildings & Consolidation for the Development of a Four Storey (Lower Ground Parking, 2 Floors & A Floor in The Roof) Erven 31751; Erven 31752; Erven 150019: MA
HM/ CAPE TOWN METROPOLITAN/ROSEBANK/ERVEN 31751; ERVEN 31752;
ERVEN 150019**

Case No: 17111605ZK1122E

INTERIM COMMENT:

The Committee awaits the revised proposals, taking cognisance of the concerns previously expressed.

SB

13 SECTION 38(4) RECORD OF DECISION

**13.1 Proposed Heuningvlei Estate, Retirement Village Estate and Mixed-Use Development, Erf 1148/1, Bredasdorp: NM
HM/BREDASDORP/ERF 1148/1**

Case No: 17070604ZK0818E

INTERIM COMMENT:

The report does not, at this stage, comply with the provisions of s38 (3) of the NHRA.

SB

**13.2 Erven 1692, 1693, 1694, 1695 & 177761 at 19 Loop Street, Cape Town: MA
HM/CAPE TOWN CBD/ERVEN 1692, 1693, 1694, 1695 AND 177761**

Case No: 17111302WD1129M

ENDORSEMENT:

The Committee resolved to endorse the submission as per Drawing Numbers; 02-04-001, 03-04-01 and 03-04-002, dated 20-02-2019 and the photo-montages, as submitted.

A full set of building plans must be submitted to HWC for stamping. This can be dealt with by HOMS.

WD

- 14 **SECTION 38(8) NEMA RESPONSE TO NOTIFICATION OF INTENT TO DEVELOP**
- 14.1 None
- 15 **SECTION 38(8) NEMA INTERIM COMMENTS**
- 15.1 None
- 16 **SECTION 38(8) NEMA FINAL COMMENTS ON ENVIRONMENTAL IMPACT ASSESSMENT**
- 16.1 None
- 17 **SECTION 38(8) MPA ENVIRONMENTAL MANAGEMENT PLAN RESPONSES TO NOTIFICATION OF INTENT TO DEVELOP**
- 17.1 None
- 18 **SECTION 38(8) MPA ENVIRONMENTAL MANAGEMENT PLAN INTERIM COMMENT**
- 18.1 None
- 19 **SECTION 38(8) MPA ENVIRONMENTAL MANAGEMENT PLAN FINAL COMMENT**
- 19.1 None
- 20 **SECTION 38(8) OTHER LEGISLATION NOTIFICATION OF INTENT TO DEVELOP**
- 20.1 None
- 21 **SECTION 38(8) OTHER LEGISLATION INTERIM COMMENT**
- 21.1 **Proposed 325MW Kudusberg Wind Energy Facility and associated infrastructure, Matjiesfontein and Sutherland, Western Cape: MA HM/ WITZENBERG/KUDUSBERG WEF**

Case No: 18071105AS0904E

FINAL COMMENT:

The HIA complies with the provisions of s38(3) of the NHRA.

The proposal is supported and it is recommended that the consenting authority imposes the following conditions on the development:

1. Substation Alternative 1 is the recommended substation alternative, although Substation Alternatives 2 and 3 are not considered to be a no-go option;
2. Construction Camp 2 is the recommended construction camp alternative, although Construction Camp 1 is likely to be an acceptable alternative. Construction Camp 3 should be considered a no-go option;
3. The realignment of Access Road Alternative 1 renders it an acceptable choice, while Access Road Alternative 2 is likely to be an acceptable alternative. The proposed alignment for Access Road Alternative 2 should be subjected to a

- walkdown by an archaeologist prior to commencement of development to identify any areas or sites that require protection or mitigation, should it be selected;
4. Common Access Road 1 has been realigned to the east to avoid Wind Heuvel farmstead and is considered an acceptable route. The road should not be widened or altered at this point and a proper fence should be erected around the Stadler graveyard (KDB081);
 5. The following buffers should be observed around identified heritage resources:
 - a. Graves: no development should be permitted within 50m of identified graves and cemeteries; existing roads within this buffer should not be altered or widened;
 - b. Cave site (KDB045): construction staff should not be permitted within 200m of the site;
 - c. Farmsteads: no turbines should be located within 500m of farmsteads;
 - d. Kraals, stone walling and ruins > 100 years: construction staff should not be permitted within 100m of these sites and no development should occur within 15m of these sites; and
 - e. Archaeological finds: no buffers are recommended for the isolated artefacts identified in this survey.
 6. All site crew should be informed of the heritage significance of the resources in the study area, and those sites near development infrastructure, or easily reached (Table 2) should be inspected by the ECO during the construction phase to ensure they are being respected;
 7. The alignment of the proposed road over the ridge saddle south of Pad se Hoek close to turbines 25 (-32.870067, 20.376674) and 26 (-32.868236, 20.381335) should be subject to an archaeological walkdown prior to construction;
 8. The R356 should be put forward for recognition as a scenic route to afford its scenic qualities and historic significance some measure of protection going forward;
 9. New construction work, construction camps, substations or access roads should not impact negatively or threaten any of the historic built form, which is part of the history and land use evolution of the cultural landscape by observing appropriate buffers around these features;
 10. If supported in consultation with local inhabitants (of permanent or seasonal habitation, owners or labourers), the negative impact of non-local inhabitants on cultural lifeways and language, employees associated with the new WEF should be reduced by housing the employees away from the CLAs;
 11. Impact of the proposed WEF on local inhabitants (of permanent and seasonal habitation, owners and labourers) should be monitored by the Holder of the Environmental Authorisation through a grievance mechanism described in the EMP. Such a grievance mechanism should take into account economic and social inequality and be made accessible and known to all inhabitants of the CLAs, not just the land owners. Such a grievance mechanism should be in place for the duration of the development process through to the end of the decommissioning phase;
 12. The Chance Fossil Finds Protocol (See Appendix 2.2) should be implemented in the event of the discovery of significant new fossils during the construction phase;
 13. Monitoring of all major surface clearance and deeper (> 1m) excavations for fossil material (bones, teeth, petrified wood, etc.) by the ECO on an on-going basis during the construction phase. Significant fossil finds to be reported to Heritage Western Cape (HWC) (Western Cape sites) or the South African Heritage Resources Agency (SAHRA) (Northern Cape sites) for recording and sampling by a professional palaeontologist;

14. The final layout to be assessed by an archaeologist, with field surveys conducted where necessary;
15. If any archaeological material or human burials are uncovered during the course of development, then work in the immediate area should be halted at once. The find should be reported to the heritage authorities (SAHRA in the Northern Cape and HWC in the Western Cape) and may require inspection by an archaeologist to determine whether mitigation should take place and what form that mitigation should take.

AS

21.2 Proposed Construction of Two Wind Energy Turbines on The Buffeljags Abalone Farm, Farm 357 (Bredasdorp) near Pearly Beach: NM HM / BREDASDORP / BUFFELJAGS ABALONE FARM 357

Case No: 18030515SB0308E

FURTHER REQUIREMENTS:

The Committee resolved to undertake a site inspection (LW, GT, CM and SB to liaise).

SB

21.3 Proposed Construction of Two Powerlines Servicing Beaufort West WEF, Central Karoo: NM HM/CENTRAL KAROO/BEAUFORT WEST WEF

Case No: 16050523AS0802M

FINAL COMMENT:

The HIA complies with S38(3) of the NHRA. HWC supports the proposal and recommends that the following conditions are imposed by the consenting authority.

Archaeology:

The AIA report is endorsed with the following amendment to the recommendations:

1. From the information presented in the archaeological report and to the specialist knowledge of the committee members, the APM Committee is of the opinion that the mitigation measures proposed in the report are not warranted, but, as a best practice measure, any "find spots" and/or sites that can be avoided, should be avoided.
2. If the archaeological conditions are stipulated in the EMP, then there is no need for a separate Archaeological Management Plan.
3. Demarcate the ridge where Site 2 is located as a no-go area during the construction of the Trakas substation.
4. A walk down of the final alignment of the powerlines will be required if the alignment deviates from the centre alignment of the corridor.

Palaeontology:

1. The ECO responsible for the electrical infrastructure developments should be made aware of the potential occurrence of scientifically-important fossil remains (e.g. vertebrate bones, teeth, burrows and trackways, petrified wood, plant-rich beds) within the development footprint.

2. During the construction phase all major clearance operations (e.g. for new access roads, turbine placements) and deeper (>1 m) excavations should be monitored for fossil remains on an on-going basis by the ECO.
3. Should substantial fossil remains be encountered at surface or exposed during construction, the ECO should safeguard these, preferably in situ. They should then alert the relevant provincial heritage management authority as soon as possible.

AS

22 SECTION 38(8) OTHER LEGISLATION FINAL COMMENT

22.1 None

23. SECTION 27 PROVINCIAL HERITAGE SITES

23.1 None

24 SECTION 42 – HERITAGE AGREEMENT

24.1 None

25. OTHER/ ADVICE

25.1 None

26 Adoption of decisions and resolutions

26.1 The Committee agreed to adopt the decisions and resolutions.