ADOPTED DECISIONS AND RESOLUTIONS OF THE MEETING OF THE HERITAGE WESTERN CAPE APPEALS COMMITTEE

HELD ON WEDNESDAY, 14 OCTOBER 2026, ON MICROSOFT TEAMS, SCHEDULED FOR 08:30

MATTERS DISCUSSED

10. Matters Arising

10.1 Erf 9998, 13 Adderley Street, Cape Town City Centre

HM / CAPE TOWN METROPOLITAN / CAPE TOWN CITY CENTRE / ERF 9998
Case No: HWC24101603SVB1030

DECISION TO POSTPONE

Mr Piet Louw and Mr John Wilson-Harris were co-opted to the Appeals Committee for this item. Mr John Wilson-Harris informed the Appeals Committee that he had not been notified of today's committee meeting. Mr Louw was informed of the meeting only yesterday and received the documents late yesterday.

To ensure procedural fairness, as contemplated in PAJA regarding lawfulness, reasonableness, and fair procedure, the Appeals Committee resolved that the matter must be postponed. A special meeting will be held for this item on Friday, 23 October 2026 at 8h30. Accordingly, the item is postponed to that date.

SVB

11. New Matters

11.1 Erf 258, 4 Avenue de Longueville, Fresnaye

HM / CAPE TOWN METROPOLITAN / FRESNAYE / ERF 258
Case No: 27944SVB0324

DECISION

The Committee resolved to dismiss the appeal.

SVB

11.2 Erf 100, 11 Mutley Road, Three Anchor Bay

HM / CAPE TOWN METROPOLITAN / THREE ANCHOR BAY / ERF 100
Case No: 29211SB0722

FURTHER REQUIREMENTS

The Committee resolved to require the following:

After hearing the respective arguments, the Committee found that the public participation process was significantly flawed, as some parties, such as the conservation bodies and the City of Cape Town, and other I&Aps initially included in the original process were not informed of the opportunity to comment on the merits of the application.

The Appeals Committee requires that a public participation process be established to ensure meaningful consultation and engagement with the parties referred to above.

The applicant/owner must provide all parties involved with this appeal, other parties that have shown interest in the matter in the past, conservation bodies and the CoCT with the documents that served before HOMs in order to provide them with the opportunity to comment on the merits of the application. The interested and affected parties must submit the comments, if any, within 15 working days of such notification. The applicant/ owner must submit their response to the comments within 15 working days, if any, thereafter all comments and responses must be submitted by the applicant/owner to HWC. The Appeals Committee will consider the written comments and oral submissions, at which time it will make its final decision.

SB

11.3 Erf 23, 18 Kings Road, Sea Point
HM / CAPE TOWN METROPOLITAN / SEA POINT / ERF 23

Appeal against the BELCom's decision.

DECISION
The Committee resolved to undertake a site inspection.

12. Other Matters: For Noting

12.1 None

13. Next Meeting

13.1 The next meeting will be held online on 11 November 2026.

14. Adoption of Decisions and Resolutions

14.1 The Committee adopted the decisions and resolutions. CSc moved and AvG seconded:

Closure: The meeting was adjourned at 15:33.

MINUTES APPROVED AND SIGNED BY:

CHAIRPERSON: _____ DATE: _____ 2026

SECRETARY: _____ DATE: _____ 2026