

**APPROVED MINUTES OF THE MEETING OF HERITAGE WESTERN CAPE (HWC)  
ARCHAEOLOGY, PALAEOLOGY AND METEORITES COMMITTEE (APM)  
HELD ON 2 MARCH 2022, WEDNESDAY ON MICROSOFT TEAMS CAPE TOWN AT 09:00 AM**

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**1. Opening and Welcome**

The Chairperson, Dr Lita Webley officially opened the meeting at 9:00 and welcomed everyone present.

**2. Attendance**

**Members**

Dr Lita Webley (LW)

Mr Jayson Orton (JO) (left the meeting @12:04 )

Ms Emmylou Bailey (EB)

Ms Cecilene Muller (CM)

Mr John Gribble (JG)

**Members of Staff**

Ms Nosiphiwo Tafeni (NT) Secretariat

Ms Stephanie Barnardt-Delport (SB)

Mr Reagon Fortune (RF)

Ms Change Herman (CH)

Ms Penelope Meyer (PM)

Ms Ayanda Mdludlu (AM)

Mr Robin George (RG)

Ms Corne Nortje (CN)

Ms Waseefa Dhansay (WD)

Ms Natalie Kendrick (NK)

**Visitors**

Prof Simon Hall

Mr Tim Hart

Ms Cathy Salter-Jansen

Dr Peter Nilssen

Dr Antonia Malan

**Observers**

None

**3. Apologies**

Wendy Black

Ragna Redelstorff

Aneeqah Brown

**Absent**

None

**4. Approval of Agenda**

**4.1 2 March 2022**

The Committee approved the agenda dated 2 March 2022 with additions and amendments. CM moved to adopt the approval of the agenda and JG seconded the approval.

## **5. Approval of Minutes and Matters Arising from Previous Meeting**

### **5.1 14 February 2022**

The Committee reviewed the minutes dated 14 January 2022 and resolved to approve them with no additions or amendments. CM moved to adopt the approval of the minutes and JG seconded.

## **6. Disclosure of Interest**

### **6.1 L.W item 16.1 J.O Item 29.2**

## **7. Confidential Matters**

### **7.1 None**

## **8. Appointments**

### **8.1 None**

## **9. Administrative Matters**

### **9.1 Outcome of Appeals**

These were reported to the joint meeting with IACom on the 16 February 2022

### **9.2 Committee Workshop**

CS was preparing a report on the workshop which would be circulated to the Committees

### **9.3 DEADP: Integrated Coastal Management in the Western Cape:**

SB circulated the document to the committee and uploaded it to OneDrive so that everyone could edit it at the same time. The amended document would be circulated for a second time in the same way and the Committee was requested to comment on it. The Committee expressed the opinion that the document would benefit from the input of a Heritage Consultant.

#### **9.4.1 Human Remains- Eden on the Bay, Blouberg:**

SB reported that a local fossil hunter, digging for shark teeth, had uncovered a fragment of human maxilla with teeth on a dune at Blouberg. She and NK visited the site and found further fragments of bone, including a small piece of rib, but it was not clear if it was human or not. The remains would be sent to Prof Gibbon of FACT for identification and then sent to Iziko Museums for temporary storage, until it can be reburied. The fossil hunter had since become uncontactable.

- The Committee requested HWC to try and recover the maxilla with teeth from the fossil hunter.

## 9.5 Erf 269 Elandskrag Plaas, Laingsburg (case no: 21101824AM1020E) (ratification of email decision):

### Discussion

Amongst other things, the following was discussed via email

- The Committee considered the revised PIA report by Elize Butler of Banzai Environmental which includes the field assessment of the 5 February 2022.
- It was noted that the silica sands are non-fossiliferous, and it is the underlying bedrock that is of high sensitivity. Since the bedrock will not be affected by the mining operations, impacts to palaeontology are considered unlikely.

### FINAL COMMENT

The Committee endorsed the recommendations on page 36 of the revised PIA (dated November 2021 and revised in February 2022) and the recommendations on page 21 of the AIA by ASHA Consulting (December 2021).

## 9.6 Incomplete NID applications:

**JG** noted that some Notification of Intent to Develop (NID)s being completed by EAPs are incomplete and do not provide sufficient information on heritage resources for HOMS to make an informed decision about whether an HIA is required or not. This is resulting in HWC requesting HIAs which are unnecessary and place an additional financial burden on the applicant. It also negates the purposes of NIDs. He requested that HWC staff ensures that all NID applications received are complete and contain the information requested in the form. If not, the NID must be sent back to the EAP or applicant with an explanation of why the application was being returned.

**SB** commented that the matter had arisen at HOMS meetings and was receiving the attention from HWC. HWC was in also consultation with EAPASA and a response will shortly be drafted in this regard.

## 10. Standing Items

### 10.1 Clanwilliam Dam – Rock Art panels

No feedback. LW noted that the Iziko Museums had undertaken to send a conservation specialist to the Clanwilliam Museum to assess the possibility of moving the rock art panels to that museum. She requested SB to follow up on this matter.

### 10.2 Accidental Finds of Skeletal Remains

Nothing to report with the exception of 9.4

## 11 Site Inspection

### 12 Proposed Site Inspection

12.1 None

### 13 Site Inspection Report

13.1 SB had undertaken to provide a site inspection report for the human remains from Eden on the Bay, Blouberg.

## 14 Report back on Council

CM gave a report back. There were two issues which related to APM members:

- Amendments to the delegations, so that the APM Committee can now issue a final comment on S38(3, 4, 5 & 8) items which deal primarily with Archaeology, Palaeontology and Meteorites.
- Council to formally consider the request of APM that its members are paid for up to 5 hours of background reading, in place of the current 3 hours.

## 15. Policy and Procedures

### 15.1 Draft for comment- SAPS and HWC Accidental Finds Protocol and Procedure - added visual aid

SB noted that she was pleased to report that HWC management had undertaken to have a brochure produced which would result in a more professional product.

#### MATTERS DISCUSSED

## 16. SECTION 35 PERMIT APPLICATION

### 16.1 Proposed Excavation and Collection, Quaggafontein 19, Witzenberg, Site QFN025 & QFN007: NM HM/WITZENBERG/ QUAGGAFONTEIN 19 Case No: 22021405NK0217E

Permit application by Dr Webley and Prof. Hall

Dr Lita Webley recused herself as a Chairperson and left the meeting. Dr Jayson Orton was elected to act as Chair for this item.

Ms Natalie Kendrick introduced the item.

Prof. Simon Hall (co-applicant) was present and took part in the discussion.

#### DISCUSSION:

Amongst other things, the following was discussed:

- The Committee noted the urgency of the field work in order to ensure protection of the sites prior to the next Africa Burn event on the 25 April 2022.

#### RECORD OF DECISION

The Committee resolved to approve the permit application.

NK

## 17. SECTION 35 PERMIT REPORTS

### 17.1 Proposed ZooMS species identification of micromammal bone fragments from Klipdrift Shelter, Portion 20 of Farm 516, Swellendam District, Overberg:MA HM/SWELLENDAM/DE HOOP NATURE RESERVE/PORTION 20 OF FARM 516 Case No: 1901080AS0121E

Permit report prepared by Turid Hillestad Nel, Samantha Mienies and Kristine Korzow Richter

Ms Stephanie Barnardt introduced the item.

**DISCUSSION:**

Amongst other things, the following was discussed:

- It was noted that the methodology for identifying micro mammals from Middle Stone Age (MSA) sequences using ZooMS (Zooarchaeology by Mass Spectrometry) was tested.

**RECORD OF DECISION**

The Committee resolved to approve the permit report by Nel, Mienies and Richter (February 2022).

**SB**

**17.2 Proposed archaeological monitoring of earthworks of proposed development on the Portion of Portion 4 of Farm 560 Yzerfontein: MA  
HM/YZERFONTEIN 560 PTN 4  
Case No: 14082105CH0901M**

Final permit report prepared by Dr Duncan Miller & Dr Graham Avery

Ms Stephanie Barnardt introduced the item.

**DISCUSSION:**

Amongst other things, the following was discussed:

- No archaeological remains were found but fragmentary fossil bones were recovered on spoil heaps. They were graded NCW.

**RECORD OF DECISION**

The Committee resolved to approve the permit report prepared by Drs Avery and Miller dated February 2022.

**SB**

**18. SECTION 35 REGISTRATION OF REPOSITORIES**

18.1 None

**19. SECTION 36 PERMIT APPLICATION**

19.1 None

**20. SECTION 36 PERMIT REPORT**

**20.1 Biochemical analysis of human remains from Erf 4998, Sayers Lane, Simons Town: MA  
HM / SIMON'S TOWN / ERF 4998  
Case No: 18061907SB0704E**

Permit reports on the Biochemical analysis of the human remains and the Simon's Town Research Project VOC Hospital Burial Ground Report prepared by Tracing History Trust

Ms Stephanie Barnardt introduced the item.

Mr Tim Hart (ACO (Archaeologist), Ms Cathy Salter-Jansen (Simon's Town Museum) and Dr Antonia Malan were present and took part in the discussion.

#### **DISCUSSION:**

Amongst other things, the following was discussed:

- In 2018 ACO Associates was approached by consultants for proposed development on Erf 4995, located at the corner of Waterfall and Palace Hill Roads in Simon's Town, known as Sayers Lane.
- This was after fragmentary human remains were accidentally discovered by the building contractor excavating foundation trenches for a proposed new building on the site.
- The finds pointed to the presence of a large burial ground that extended well beyond the boundaries of Erf 4995.
- The VOC hospital that stood close to the burial ground was in use from 1765 to 1795.
- A number of permits have been issued for the site, including one for destructive analysis and testing of some the remains.
- Due to the extremely poor skeletal preservation, biochemical analyses were chosen which required small samples of selected teeth to obtain information on the individuals.
- A total of 84 individuals from the site were sampled for isotope analysis, with 42 individuals providing successful results.
- Results of the analysis show one potentially 'local' individual, two who were 'non-local' to both the Western Cape and to Europe and the remaining 39 individuals were identified as 'non-local' to the Western Cape and could potentially fall within the range of several European countries (i.e. the Netherlands, Germany, the United Kingdom, France, Italy, Hungary).
- The report by the Tracing History Trust examined archival documents in the Netherlands and South Africa and was submitted to the committee.
- Funding has been made available from the Dutch embassy for the reburial and a suitable location in the historic cemetery has been obtained.

#### **DECISION**

The Committee resolved to approve both reports on the Biochemical Analysis and by the Tracing History Trust.

#### **FURTHER REQUIREMENTS**

In terms of the permit conditions the Committee looks forward to the final documentation outlining the reburial process.

**SB**

#### **21. SECTION 38 NID**

**21.1** None

#### **22. SECTION 38 WORKPLAN APPLICATIONS**

**22.1** None

#### **23. SECTION 38 WORKPLAN REPORT**

**23.1** None

#### **24. SECTION 38 (8) HIA**

**24.1** None

**25. SECTION 38 (4) HIA**

25.1 None

**26. Section 34 - ALTERATIONS/ADDITIONS/PARTIAL DEMOLITION**

26.1 None

**27. SECTION 38 (1) NID**

27.1 None

**28. REQUEST FOR EXCEPTION/OPINION/ADVICE**

28.1 None

**29. SECTION 38 (8) TO OTHER AUTHORITIES**

**29.1 Proposed Construction of a Single Dwelling & Access Road on Portions of the Farm Misgunst Aan De Gouritz Rivier 257/19 (Fransmanshoek Peninsula), Hessequa:MA HM/GARDEN ROUTE/ HESSEQUA / PTN 19 OF FARM 257  
Case No: 20072309SB0729E**

Revised HIA and associated documentation prepared by Dr Peter Nilssen

Ms Stephanie Barnardt introduced the item.

Dr Peter Nilssen (Heritage Consultant/Archaeologist) was present and took part in the discussion.

**DISCUSSION:**

Amongst other things, the following was discussed:

- The revised report includes a discussion on palaeontology and the historical background study as requested in the Further Comment issued on the 3 November 2021.

**FINAL COMMENT**

The Committee endorsed the revised HIA from Dr Nilssen dated February 2022 and the recommendations on pg 43 of the HIA:

- There are no fatal flaws or objections to the full authorisation of the proposed development on grounds of this heritage study.
- No further heritage or archaeological work is needed for this project.
- In case of the unexpected uncovering of sub-fossil bones in the dune sands, it is recommended that a protocol for finds of potential sub-fossil material (and buried artefacts), the Fossil Finds Procedure (FFP), is included in the Environmental Management Plan (EMP) for the Construction Phase of the project (see details in Appendix C of the HIA).
- If any human remains or archaeological materials are exposed during development activities, then the find should be protected from further disturbance and work in the immediate area should be halted and Heritage Western Cape must be notified immediately. These heritage resources are protected by Section 36(3)(a) and Section 35(4) of the NHRA (Act 25 of 1999) respectively and may not be damaged or disturbed in any way without an approved HWC Workplan. Any work in mitigation, if deemed appropriate, should

be commissioned and completed before construction continues in the affected area and will be at the expense of the developer.

- While SAHRA's Maritime and Underwater Cultural Heritage Unit (MUCH) considers it highly unlikely that shipwreck material will be disturbed during the proposed development, should any maritime archaeological resources be exposed during the proposed project, work must cease immediately, and the MUCH Unit must be informed of its discovery without delay. In this event, work may not recommence until feedback has been received from SAHRA.
- The above recommendations must be implemented by the applicant and/or must be included in an Environmental Management Program (EMPr) if an EMPr is developed for the project.

SB

## **29.2 S24G Rectification and Proposed Expansion of Strandskloof Park (Portion 23/Re of Farm 695), Bredasdorp HM/ OVERBERG/ CAPE AGULHAS/ BREDASDORP/ PTN23/RE OF FARM 695**

**Case No:** 20210920SB0920E

Dr Jayson Orton recused himself and left the meeting.

HIA and associated documentation prepared by ASHA Consulting

Ms Stephanie Barnardt introduced the item.

### **DISCUSSION:**

Amongst other things, the following was discussed:

- The Committee noted the comments of the Overstrand Aesthetics Committee regarding possible impact to the adjacent cultural landscape.

### **Final COMMENT**

1. The Committee noted the development that has already occurred and the HIA prepared by ASHA Consulting as part of the S24G application.
2. The Committee approved the HIA by ASHA Consulting (date January 2022) for further development on site and the recommendations on page 28 & 29 of the HIA:
  - A palaeontological chance finds procedure must be in place in case of fossil finds; and
  - If any archaeological material or human burials are uncovered during the course of development then work in the immediate area should be halted. The find would need to be reported to the heritage authorities and may require inspection by an archaeologist. Such heritage is the property of the state and may require excavation and curation in an approved institution.

SB

## **30. SECTION 27: PROVINCIAL HERITAGE SITE**

**30.1** None

## **31. REPORT BACK FROM OTHER MEETINGS WHEN RELEVANT**

## **32. OTHER MATTERS**

## **33. ADOPTION OF DECISIONS AND RESOLUTIONS**

The Committee adopted the resolutions and decisions. CM moved to adopt the decisions and resolutions and EB seconded.



**34. CLOSURE**

The meeting adjourned at: 12:14

**35. DATE OF NEXT MEETING:**

**1 April 2022**

CHAIRPERSON *L. E. Webber* \_\_\_\_\_ DATE 11 April 2022

SECRETARY \_\_\_\_\_ DATE \_\_\_\_\_

APPROVED