



an agency of the
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za
South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
www.sahra.org.za

Enquiries: John Pakwe
Tel: (063) 894-1979
Email: jpakwe@sahra.org.za
Case ID: 25134

Date: Wednesday, 9 July, 2025

Final Comment

In terms of Section 38(3) of the National Heritage Resources Act (Act 25 of 1999)/In terms of Section 38(8) of the National Heritage Resources Act (Act 25 of 1999)

Lizanne Esterhuizen
Milnex 189 CC
Waterberry Street
Waterberry Square
1st floor, Office 7
Potchefstroom
2520

Milnex CC was appointed by Whalbosch (Pty) Ltd to undertake an Environmental Authorization (EA) for the proposed Prospecting Right and Associated Infrastructure Application. The proposal includes prospecting of Diamond Alluvial, Diamonds General, Diamonds and earthworkds such as vegetation clearance, road construction, storage and operational facilities, establishment of stockpile areas, trial pits, trenches, water infrastructure and ablution facilities.

These activities are proposed on the Remaining Extent Of The Farm Avondster 120, Portion 3 Of The Farm Avondster 120, Portion 4 Of The Farm Avondster 120, Portion 10 (Portion Of Portion 2) Of The Farm Avondster 120, Remaining Extent Of Portion 14 Of The Farm Avondster 120, Remaining Extent Of Portion 1 Of The Farm Schoongezicht 102, Remaining Extent Of Portion 3 (Portion Of Portion 1) Of The Farm Schoongezicht 102, Portion 4 (Portion Of Portion 3) Of The Farm Schoongezicht 102, Portion 5 (Portion Of Portion 2) Of The Farm Schoongezicht 102, Portion 6 (Portion Of Portion 1) Of The Farm Twyfel 121 & Remaining Extent Of The Farm Twyfel 115 HO, North West Province. DMRE Ref: NW30/5/1/1/2/14624PR.

An Environmental Impact Assessment report was submitted in terms of the National Environmental Management Act, Act No. 107 of 1998 (NEMA) and the Environmental Impact Assessment (EIA) Regulations, 2014 as amended, for activities that trigger the Minerals and Petroleum Resources Development Act, Act No. 28 of 2002 (MPRDA).

Banzai Environmenal (Pty) Ltd and Francois Cotzee have been appointed to undertake Plaeontological and Heritage Impact Assessments specialist studies for input in the EIA process in terms of section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act No. 25 of 1999 (NHRA).



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Butler. E., 2025. Palaeontological Desktop Assessment, Diamond Prospecting Rights, Near Schweizer-Reneke, North-West Province.

Desktop research concluded that fossil heritage of scientific and conservational interest in the development area is relatively rare and of low scientific and conservational value. A Medium significance has thus been allocated to the prospecting footprint pre-mitigation and a Low significance post mitigation. It is therefore considered that the proposed prospecting application will not lead to damaging impacts on the palaeontological resources of the area.

Cotzee, P., 2025. Cultural Heritage Impact Assessment: Phase 1 Investigation for the Proposed Prospecting Right Application.

A total of 5 significant heritage sites were recorded during the survey, 4 of which are graveyards (Sites 1, 2, 3 & 5) and one is a historical structure (Site 4). The sites, 4 highly significant graveyards and 1 moderately significant historical structure, are probably associated with a late 19th and early 20th phase of occupation as confirmed by the Surveyor General's sketches, which dated the farms to 1889. The historical farmhouse has been extensively expanded and altered with the result that original structure and significance have been lost.

Recommendations made by specialist reports:

- No further studies are required for palaeontological heritage with the implementation of Chance Finds Protocols proposed.
- 50 m buffer-zones must be observed around all 5 identified sites, or relevant permits must be obtained for their disturbance or destruction.

Final Comment:

The following comments are made as requirement in terms of section 3(4) of the NEMA Regulations and section 38(8) of the NHRA in the format provided in section 38(4) of the NHRA and must be included in the final EIA and EMP.

- 38(4)a – The SAHRA Development Applications Unit (DAU) has no objections to the proposed development;
- 38(4)b – The recommendations of the specialists are supported and must be adhered to. Further additional specific conditions are provided for the development as follows:



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- A buffer-zone of 50m must be observed around the historical farmstead, or a permit in terms of section 34 of the NHRA must be obtained for its demolition should the buffer-zone not be possible for implementation;
- A buffer-zone of 50m must be observed around all 4 graveyards, or a permit in terms of section 36 of the NHRA in compliance with Chapter XI of the NHRA regulations, June 2000, must be obtained should the buffer zones not be possible for implementation.
- 38(4)c(i) – If any evidence of archaeological sites or remains (e.g. remnants of stone-made structures, indigenous ceramics, bones, stone artefacts, ostrich eggshell fragments, charcoal and ash concentrations), fossils or other categories of heritage resources are found during the proposed development, SAHRA DAU (John Pakwe 0638941979 / jpakwe@sahra.org.za) must be alerted as per section 35(3) of the NHRA. Non-compliance with this section of the NHRA is an offence in terms of section 51(1)e of the NHRA and item 5 of the Schedule;
- 38(4)d – See section 51 of the NHRA regarding offences;
- 38(4)e – The following conditions apply with regards to the appointment of specialists: If heritage resources are uncovered during the course of the development, a professional archaeologist or palaeontologist, depending on the nature of the finds, must be contracted as soon as possible to inspect the heritage resource. If the newly discovered heritage resources prove to be of archaeological or palaeontological significance, a Phase 2 rescue operation may be required subject to permits issued by SAHRA;
- The decision regarding the EA Application must be communicated to SAHRA and uploaded to the SAHRIS Case application.

Should you have any further queries, please contact the designated official using the case number quoted above in the case header.

Yours faithfully



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John Pakwe
Heritage Officer: Development Applications Unit
South African Heritage Resources Agency

Natasha Higgitt
Manager: Development Applications Unit
South African Heritage Resources Agency

Terms & Conditions:

1. This approval does not exonerate the applicant from obtaining local authority approval or any other necessary approval for proposed work.
2. If any heritage resources, including graves or human remains, are encountered they must be reported to SAHRA immediately.
3. SAHRA reserves the right to request additional information as required.

ADMIN:

Direct URL to case: <https://sahris.org.za/node/379855>