

**Rectification of the Unlawful Construction of an Agrochemicals Storage Facility
on Erf 509, Willow Park Manor X65, N4 Gateway Park, Pretoria, City of Tshwane
Municipality, Gauteng Province**



an agency of the
Department of Arts and Culture

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South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
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Enquiries: Khanyisile Bonile
Tel: 021 202 8669
Email: kbonile@sahra.org.za
Case ID: 25374

Date: Thursday, 3 July, 2025

Final Comment

In terms of Section 38(4) 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)

Enviro Bio-Chem (Pty) Ltd
1 Amatole Road
N4 Gateway Industrial Park, Willow Manor Ext 65
Pretoria
0184

HB Consulting Service was appointed by Enviro Bio-Chem (Pty) Ltd to undertake a section 24G NEMA rectification application for unauthorized Construction of an Agrochemicals Storage Facility on Erf 509, Willow Park Manor X 365, N4 Gateway, Pretoria, Tshwane Metropolitan Municipality, Gauteng Province.

The unauthorized activities include the construction of the warehouse facility which includes admin section, ablution facilities, washroom facilities for staff, stormwater junction box and other stormwater related infrastructure. The development included related operation of facilities or infrastructure, for the storage, or storage and handling of a dangerous good, where such storage occurs in containers with a combined capacity of more than 500 m². As no authorization was obtained prior to the commencement of construction, this triggered a S24G Application process.

In terms of palaeontological sensitivity, the site is located to have high palaeontological sensitivity area. According to the SAHRA palaeontological sensitivity map and the likelihood of fossil materials being uncovered in this project area is likely. As such, further assessment of the impact to palaeontological resources is required.

Dr. Heidi Fourie and Dr. Van Schalkwyk were appointed to undertake a Palaeontological and Heritage Impact Assessments specialist inputs in terms of section 24(4)b(iii) of the NEMA and section 38(8) of the NHRA.

Van Schalkwyk, J. A. April 2025. Motivation for Exemption from a Full Phase Heritage Impact Assessment for the Development on ERF 509, Willow Park Manor Pretoria, City of Tshwane Municipality, Gauteng Province.

No heritage resources recorded within the development area; the project area is located in a region with a low presence of heritage sites and features. Those that existed in the vicinity were subjected to mitigation

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measures; therefore, it is recommended that the exemption to the HIA be granted.

Fourie, H. May 2025. Palaeontological Impact Assessment: Desktop Study/Exemption the Proposed Storage of Dangerous Goods on Erf 509, Willow Manor X65, N4 Gateway Park, Pretoria, City of Tshwane Municipality, Gauteng Province.

- For a chance find, the protocol is to immediately cease all construction activities, construct a 30 m no-go barrier, and contact SAHRA for further investigation. Construction workers must be informed that this is a no-go area.
- A representative sample must be put aside for inspection. This sample can be sent to a recognized palaeontological repository for curation and safe keeping after the permit was obtained.
- Outcrops should be avoided, and existing roads should be used.

Final Comment

The following comments are made as a 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. No further additional specific conditions are provided for the development;
- 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 (Khanyisile Bonile 021 202 8669/ kbonile@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)c(ii) – If unmarked human burials are uncovered, the SAHRA DAU (Khanyisile Bonile 021 202 8669/ kbonile@sahra.org.za) must be alerted immediately as per section 36(6) 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(1) of the NHRA regarding offences;
- 38(4)e – The following conditions apply with regards to the appointment of specialists:

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- i) 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 Final EIA and EMPr must be submitted to the SAHRIS application for record purposes;
- The decision regarding the EA application must be submitted to the SAHRIS application for record purposes.

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

Yours faithfully

Khanyisile Bonile
Heritage Officer
South African Heritage Resources Agency

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

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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/382291>