

## APPLICATION FORM

### NOTIFICATION FOR INTENT TO DEVELOP (NID)

#### Section 38(1) and Section 38(8)

Completion of this form is required by Heritage Western Cape for the initiation of all impact assessment processes under Section 38 (1) & (8) of the National Heritage Resources Act (NHRA).

As per Section 38(1)(e) of the NHRA, submission of the NID must be initiated at the earliest stage of development. Should the development trigger any other legislation, practitioners may submit the NID without formal submission to other statutory bodies in order to comply with the NHRA.

This form is to be read in conjunction with the HWC Notification of Intent to Develop, Heritage Impact Assessment, (Pre-Application), Basic Assessment Reports, Scoping Reports and Environmental Impact Assessments.

All sections of the form must be completed in order to deem the application to be complete.

Making an incorrect statement or providing incorrect information may result in all or part of the application having to be reconsidered by HWC in the future, or submission of a new application.

HERITAGE WESTERN CAPE REFERENCE NO., AS PROVIDED DURING SCRUTINY:

#### SECTION A

##### APPLICATION MADE IN TERMS OF:

- Section 38(1) of the NHRA (This development will not require a NEMA application)
- Section 38(8) of the NHRA (This development requires an application with another authority)
- Amendment of approved Site Development Plan (SDP) for endorsement. Endorsements are only reviewed upon submission of an assessment by the heritage practitioner confirming heritage design indicators as approved are not compromised by the revision
- Advice in terms of Section 38(1)

##### APPLICABILITY OF OTHER LEGISLATION:

Specify the authorised department that makes the final decision in terms of NEMA (National Environmental Act.), i.e. Department of Mineral Resources, Department of Environmental Affairs and Development Planning Western Cape, Department of Forestry, Fisheries and Environment etc.: Department of Mineral Resources

Reference number of authority / government department: WC30/5/1/3/2/10349MP

Present phase at which the process with that authority stands: Submission of FINAL EIA to Dmre

-Public participation concluded 11 November 2024.

**PREVIOUS HWC APPLICATIONS APPLICABLE TO THE SITE AND OR DEVELOPMENT**

Provide details of any previous applications submitted to HWC on the site.

HWC Reference No.	NHRA Section	Summary of Proposal	Application Status (Approved, Not Approved, Pending)	Permit / Record of Decision Date
N/A				

**SECTION B**

**DETAILS OF SITE, PROPERTY OR PLACE**

Physical address or Location (e.g., of the R44): Portion 2 (Remaining Extent) of Farm 199

Erf or Farm Name and No. (including the name of the site): Farm 199

Coordinates for logical center point (WGS84): -32.137768S; 18.847265E

Town: Clanwilliam District / Municipality: Cederberg Local Municipality

Property Extent: 58131.83ha Current land Use: Agriculture

Current zoning: Agriculture

Predominant land uses of surrounding properties: Agriculture with some mining.

**SECTION C**

**APPLICANT / AUTHORISED AGENT – Details of person to receive Record of Decision**

Name: Murchellin Saal

Company: Greenmined Environmental

Address and postal code: Unit M01, No 106 AECL site, Baker Square, Paardevlei, Somerset West, 7129

Cellular phone number: 076 792 6327

E-mail: Murchellin.s@greenmined.co.za

Signature:  Date: 13 November 2024

**REGISTERED OWNER OF PROPERTY**

Name: GE & HS Smith

Identity number of applicant: 5811305017 084

Address and postal code: Tierkloof Farm, Clanwilliam 8135

Cellular phone number: 072 774 8960

E-mail: tierkloof1@gmail.com

Declaration: I, J Smith am fully aware of this application and accept its contents and declare that I intend to undertake the actions as proposed in this application.

Signature: J Smith Date: 13 November 2024

**SECTION D**

**DETAIL OF PROPOSED DEVELOPMENT**

Provide a full description of the nature and extent of the proposed development.

The Applicant, Skemervlei Trust, applied for environmental authorisation and a mining permit to mine sand from a portion of Portion 2 (Remaining Extent) of Farm 199, Clanwilliam, Western Cape Province. The proposed mining area will be 1.7 ha and will be developed over an area currently used for agricultural purposes. If the proposed mining footprint is apportioned into two strips the mining direction will start from strip 1 (1ha) working towards strip 2 (0.7ha).

**DEVELOPMENT DETAILS** – Indicate which sections of the NHRA, or other legislation which requires a NID

PLEASE TICK THE APPROPRIATE BOX	
	<b>Section 38(1)(a)</b> Construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier over 300m in length.
	<b>Section 38(1)(b)</b> Construction of a bridge or similar structure exceeding 50m in length.
	<b>Section 38(1)(c)</b> Any development or activity that <u>will change the character of a site:</u>
x	<b>(i)</b> exceeding 5 000m <sup>2</sup> in extent.
	<b>(ii)</b> involving three or more existing erven or subdivisions thereof.
	<b>(iii)</b> involving three or more erven or divisions thereof which have been consolidated within the past five years.
	*If (i), (ii) and/or (iii) are marked above, describe how the development will change the character of the site

	<b>Section 38(1)(d)</b> Rezoning of a site exceeding 10 000m <sup>2</sup> in extent.
X	<b>Other triggers e.g., in terms of other legislation (NEMA, etc.)</b> – Describe the details: The mining permit application requires environmental authorisation in terms of NEMA EIA Regulations, 2014(as amended).

ESTIMATED CONSTRUCTION COST AND/ OR VALUE OF DEVELOPMENT UPON COMPLETION: R 200 000 000

**SECTION E**

**PROVIDE A SHORT HISTORY OF THE SITE, PROPERTY OR PLACE – Include sources where applicable**

Smit Grondwerke Pty Ltd (Mr Tobias Gerhardus Smit & Mr Johannes Adriaan Elias Smit), holds an existing sand mining permit on Portion 2 (Remaining Extent) of Farm 199 RD. The permit was issued in 2020 and allows for the mining of a 4.9 ha area. The third renewal of this permit was submitted in January 2024 and expires 9 March 2025. Due to the covid pandemic and the delay of the Clanwilliam dam project the client was unable to fully utilize the existing mining permit and has to date only managed to mine 0.85 ha of the full extent. Skemervlei Trust (Mr Tobias Gerhardus Smit & Mr Johannes Adriaan Elias Smit), a separate entity with different shareholding than the above entity, in collaboration with the landowner, Mr GE Smith, identified a potential 1.7 ha sand mining area currently used for the cultivation of potatoes and/or wheat.

**ANTICIPATED IMPACTS ON HERITAGE RESOURCES**

Section 3 of the NHRA sets out the following categories of heritage resource as forming part of the national estate. Please indicate the known presence of any of these by checking the box alongside and then providing a description of each occurrence, including nature, location, size, type

Failure to provide sufficient detail or to anticipate the likely presence of heritage resources on the site may lead to a request for more detailed specialist information.

**IDENTIFICATION OF ALL HERITAGE RESOURCES ON THE SITE, PROPERTY OR PLACE AND ITS ENVIRONMENTS**

Please indicate where applicable:

	<p><b>Places, buildings, structures, and equipment of cultural significance:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A There are no buildings and structures near the site.</p>
	<p><b>Places to which oral traditions are attached or which are associated with living heritage:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Places to which oral traditions are attached or which are associated with living heritage:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>

	<p><b>Historical settlements and townscapes:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Landscapes and natural features of cultural significance:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Geological resources of scientific or cultural significance:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Archaeological resources – Incl. archaeological sites and material, rock art, battlefields, and wrecks etc.:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Palaeontological resources – i.e., fossils, geological formations etc.:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A the area is already disturbed and has been used for intensive potato farming for at least 14 years.</p>
	<p><b>Graves and burial grounds – e.g.: ancestral graves, graves of victims of conflict, historical graves, cemeteries etc.:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>
	<p><b>Sites of significance relating to the history of slavery in South Africa:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: No impacts expected.</p>
	<p><b>Other heritage resources:</b> Description of Heritage Resource:</p> <p>Descriptions of Heritage Impact: N/A</p>

**PROVIDE A SUMMARY OF THE ANTICIPATED IMPACTS ON HERITAGE RESOURCES**

The earmarked footprint forms part of an active pivot with the surrounding area mainly used for grazing or other agricultural purposes. no elements were identified that could be deemed to be heritage resources.

**SECTION F**

**RECOMMENDATION**

In your opinion, do you believe that a Heritage Impact Assessment (HIA) is required?

Yes       No

**Specialist studies to be provided as part of the HIA:**

	Architectural (i.e., fabric analysis, historical analysis, material analysis etc.)
	Archaeological Impact Assessment
	Paleontological Impact Assessment
	Townscape Assessment
	Cultural Assessment
	Social Historical Study
	Visual Impact Assessment
	Other:

**Recommendations made by:** Murchellin Saal

**Capacity:** Environmental Consultant

**PLEASE NOTE**


Any further studies which HWC requires should be submitted in the form of a single, consolidated report with a single set of recommendations. Specialist studies must be incorporated in full, either as chapters of the report, or as annexures thereto.

Please refer to the Guidelines for Heritage Impact Assessments required in terms of Section 38 of the National Heritage Resources Act (25 of 1999).

Applications are considered to be public documents and are open to public scrutiny. Should you wish for your application to be kept confidential, please motivate your request on a separate sheet attached to your application form.

For applications that are granted confidentiality, this confidentiality will be limited to one year (12 months).

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 **REPUBLIC OF SOUTH AFRICA**  
**NATIONAL IDENTITY CARD**

**Surname:**  
SMITH

**Names:**  
GERRIT ERASMUS

**Sex:**  
M


**Nationality:**  
RSA


**Identity Number:**  
5811305017084

**Date of Birth:**  
30 NOV 1958

**Country of Birth:**  
RSA

**Status:**  
CITIZEN

**Signature:**  





  
  
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**Date of Issue:**  
26 OCT 2016

**RSA**




**REPUBLIC OF SOUTH AFRICA**  
**NATIONAL IDENTITY CARD**

**Surname:**  
 SMITH

**Names:**  
 HESTER SUSANNA

**Sex:**  
 F


**Nationality:**  
 RSA


**Identity Number:**  
 6008010130083

**Date of Birth:**  
 01 AUG 1960

**Country of Birth:**  
 RSA

**Status:**  
 CITIZEN



**Signature:**  





103223617

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