



**CES: PROPOSED GALWAY ROAD CULVERT UPGRADE  
PROJECT IN EAST LONDON, BUFFALO CITY  
MUNICIPALITY, EASTERN CAPE PROVINCE**

**Archaeological Impact Assessment**



**Innovation in  
Sustainability**

**Prepared for: CES**

**Prepared by: Exigo Sustainability**

## ARCHAEOLOGICAL IMPACT ASSESSMENT (AIA) IN THE WOODLEIGH AREA OF EAST LONDON FOR THE PROPOSED GALWAY ROAD CULVERT UPGRADE PROJECT, BUFFALO CITY MUNICIPALITY, EASTERN CAPE PROVINCE

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**EXECUTIVE SUMMARY**

This report details the results of an Archaeological Impact Assessment (AIA) study subject to an Environmental Basic Assessment (BA) process for the proposed Galway Road Culvert Upgrade Project in the Woodleigh area of East London in the Buffalo City Municipality, Eastern Cape Province. The proposed project entails the upgrade of Galway Road which traverses an Historical Period culvert. The report includes background information on the area’s archaeology, its representation in Southern Africa, and the history of the larger area under investigation, survey methodology and results as well as heritage legislation and conservation policies. A copy of the report will be supplied to the South African Heritage Resources Agency (SAHRA) and recommendations contained in this document will be reviewed.

<b>Project Title</b>	Galway Road Upgrade Project
<b>Project Location</b>	S32.990938° E27.930716°
<b>1:50 000 Map Sheet</b>	3227DD
<b>Farm Portion / Parcel</b>	Woodleigh
<b>Magisterial District / Municipal Area</b>	Buffalo City Municipality
<b>Province</b>	Eastern Cape Province

A number of archaeological and historical studies have been conducted along the coastal areas of the Eastern Cape Province and around the town of East London, most of which infer a varied and rich heritage landscape. The archaeological history of the Eastern Cape Province dates back to about 2 million years and possibly older. Several archaeological sites have been recorded in the landscape around East London. The Albany Museum database holds limited information of archaeological sites for the north Eastern Cape, however, records are held at several institutions including the University of the Transkei (now Walter Sisulu University), the University of Fort Hare, and the Rock Art Research Institute at the University of the Witwatersrand. Rock art research, mainly conducted by researchers from the Rock Art Research Institute, University of the Witwatersrand, have been conducted around the Barkly East, Ugie, Maclear, Dordrecht and other areas in the Southern Drakensberg escarpment of the north-eastern Cape. Middle Stone Age and Later Stone Age sites have also been excavated and researched during the 1970's. The literature shows evidence of an archaeological heritage that spans from the Early Stone Age, Middle Stone Age to the Later- Stone, as well as evidence of pastoralism and Iron Age farmers. Rock paintings are prolific throughout Southern Drakensberg Mountains. The region is also significant historically as a frontier between hunter-gatherers, pastoralists, Nguni-speaking farming communities and European settlers. The proposed Galway Road Culvert Upgrade Project area is situated in environments that have been transformed and degraded as a result of urbanization and it might be assumed that these areas have largely been sterilized of heritage remains, especially those dating to prehistorical times. However, it has been established that the road culvert is of historical importance and the feature is protected under the National Heritage Resource Act (NHRA 1999).

The following general recommendations are made based on general observations in the proposed project area:

- The Galway Road Culvert is of historical importance and feature might contribute to an understanding of the architectural development of bridges and culvert structures as well as urban expansion in the

historical landscape of East London. The structure will be altered during the upgrade of Galway Road and the careful documentation of the structure by a suitably qualified cultural historian/architect will be necessary prior to the development. Legislation also requires that an alteration permit be obtained from the relevant heritage resources authority (SAHRA, SAHRA Built Environment Unit) prior to the alteration of the structure. Application for the permit should include public participation processes as stipulated by SAHRA Built Environment.

- A general watching brief monitoring process is recommended whereby an informed ECO inspects the construction sites on a regular basis in order to monitor possible impacts on heritage resources. Should any subsurface archaeological or historical material or heritage resources be exposed during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately.

It is essential that cognizance be taken of the larger archaeological landscape of the Eastern Cape region in order to avoid the destruction of previously undetected heritage sites. Should any previously undetected heritage resources be exposed or uncovered during construction phases of the proposed project, these should immediately be reported to the heritage consultant or SAHRA. Since the intrinsic heritage and social value of graves and cemeteries are highly significant, these resources require special management measures. This report details the methodology, limitations and recommendations relevant to these heritage areas, as well as areas of proposed development. It should be noted that recommendations and possible mitigation measures are valid for the duration of the development process, and mitigation measures might have to be implemented on additional features of heritage importance not detected during this Phase 1 assessment (e.g. uncovered during the construction process).

## NOTATIONS AND TERMS/TERMINOLOGY

**Absolute dating:** Absolute dating provides specific dates or range of dates expressed in years.

**Archaeological record:** The archaeological record minimally includes all the material remains documented by archaeologists. More comprehensive definitions also include the record of culture history and everything written about the past by archaeologists.

**Artefact:** Entities whose characteristics result or partially result from human activity. The shape and other characteristics of the artefact are not altered by removal of the surroundings in which they are discovered. In the Southern African context examples of artefacts include potsherds, iron objects, stone tools, beads and hut remains.

**Assemblage:** A group of artefacts recurring together at a particular time and place, and representing the sum of human activities.

**Context:** An artefact's context usually consists of its immediate *matrix*, its *provenience* and its *association* with other artefacts. When found in *primary context*, the original artefact or structure was undisturbed by natural or human factors until excavation and if in *secondary context*, disturbance or displacement by later ecological action or human activities occurred.

**Cultural Heritage Resource:** The broad generic term *Cultural Heritage Resources* refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

**Cultural landscape:** A cultural landscape refers to a distinctive geographic area with cultural significance.

**Cultural Resource Management (CRM):** A system of measures for safeguarding the archaeological heritage of a given area, generally applied within the framework of legislation designed to safeguard the past.

**Feature:** Non-portable artefacts, in other words artefacts that cannot be removed from their surroundings without destroying or altering their original form. Hearths, roads, and storage pits are examples of archaeological features

**Impact:** A description of the effect of an aspect of the development on a specified component of the biophysical, social or economic environment within a defined time and space.

**Lithic:** Stone tools or waste from stone tool manufacturing found on archaeological sites.

**Matrix:** The material in which an artefact is situated (sediments such as sand, ashy soil, mud, water, etcetera). The matrix may be of natural origin or human-made.

**Midden:** Refuse that accumulates in a concentrated heap.

**Microlith:** A small stone tool, typically knapped of flint or chert, usually about three centimetres long or less.

**Monolith:** A geological feature such as a large rock, consisting of a single massive stone or rock, or a single piece of rock placed as, or within, a monument or site.

**Phase 1 CRM Assessment:** An Impact Assessment which identifies archaeological and heritage sites, assesses their significance and comments on the impact of a given development on the sites. Recommendations for site mitigation or conservation are also made during this phase.

**Phase 2 CRM Study:** In-depth studies which could include major archaeological excavations, detailed site surveys and mapping / plans of sites, including historical / architectural structures and features. Alternatively, the sampling of sites by collecting material, small test pit excavations or auger sampling is required. Mitigation / Rescue involves planning the protection of significant sites or sampling through excavation or collection (in terms of a permit) at sites that may be lost as a result of a given development.

**Phase 3 CRM Measure:** A Heritage Site Management Plan (for heritage conservation), is required in rare cases where the site is so important that development will not be allowed and sometimes developers are encouraged to enhance the value of the sites retained on their properties with appropriate interpretive material or displays.

**Provenience:** Provenience is the three-dimensional (horizontal and vertical) position in which artefacts are found. Fundamental to ascertaining the provenience of an artefact is *association*, the co-occurrence of an artefact with other archaeological remains; and *superposition*, the principle whereby artefacts in lower levels of a matrix were deposited before the artefacts found in the layers above them, and are therefore older.

**Random Sampling:** A probabilistic sampling strategy whereby randomly selected sample blocks in an area are surveyed. These are fixed by drawing coordinates of the sample blocks from a table of random numbers.

**Scoping Assessment:** The process of determining the spatial and temporal boundaries (i.e. extent) and key issues to be addressed in an impact assessment. The main purpose is to focus the impact assessment on a manageable number of important questions on which decision making is expected to focus and to ensure that only key issues and reasonable alternatives are examined. The outcome of the scoping process is a Scoping Report that includes issues raised during the scoping process, appropriate responses and, where required, terms of reference for specialist involvement.

**Site (Archaeological):** A distinct spatial clustering of artefacts, features, structures, and organic and environmental remains, as the residue of human activity. These include surface sites, caves and rock shelters, larger open-air sites, sealed sites (deposits) and river deposits. Common functions of archaeological sites include living or habitation sites, kill sites, ceremonial sites, burial sites, trading, quarry, and art sites,

**Stratigraphy:** This principle examines and describes the observable layers of sediments and the arrangement of strata in deposits

**Systematic Sampling:** A probabilistic sampling strategy whereby a grid of sample blocks is set up over the survey area and each of these blocks is equally spaced and searched.

**Trigger:** A particular characteristic of either the receiving environment or the proposed project which indicates that there is likely to be an *issue* and/or potentially significant *impact* associated with that proposed development that may require specialist input. Legal requirements of existing and future legislation may also trigger the need for specialist involvement.

**LIST OF ABBREVIATIONS**

<b>Abbreviation</b>	<b>Description</b>
ASAPA	Association for South African Professional Archaeologists
AIA	Archaeological Impact Assessment
BP	Before Present
BCE	Before Common Era
BGG	Burial Grounds and Graves
CRM	Culture Resources Management
EIA	Early Iron Age (also Early Farmer Period)
EIA	Environmental Impact Assessment
EFP	Early Farmer Period (also Early Iron Age)
ESA	Earlier Stone Age
GIS	Geographic Information Systems
HIA	Heritage Impact Assessment
ICOMOS	International Council on Monuments and Sites
K2/Map	K2/Mapungubwe Period
LFP	Later Farmer Period (also Later Iron Age)
LIA	Later Iron Age (also Later Farmer Period)
LSA	Later Stone Age
MIA	Middle Iron Age (also Early later Farmer Period)
MRA	Mining Right Area
MSA	Middle Stone Age
NHRA	National Heritage Resources Act No.25 of 1999, Section 35
PFS	Pre-Feasibility Study
PHRA	Provincial Heritage Resources Authorities
SAFA	Society for Africanist Archaeologists
SAHRA	South African Heritage Resources Association
YCE	Years before Common Era (Present)

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## **1 BACKGROUND**

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### **1.1 Scope and Motivation**

Exigo Sustainability (Pty) Ltd (Exigo) was commissioned by CES to conduct an Archaeological Impact Assessment (AIA) study subject to an Environmental Basic Assessment (BA) process for the proposed Galway Road Culvert Upgrade Project in the Eastern Cape Province. The rationale of this AIA is to determine the significance of the heritage resource; to consider the impact of the proposed project on the heritage resource, and to submit appropriate recommendations with regard to the cultural resources management measures that may be required at the affected feature.

### **1.2 Project Direction**

Exigo's expertise ensures that all projects be conducted to the highest international ethical and professional standards. As archaeological specialist for Exigo Sustainability, Mr Neels Kruger acted as field director for the project; responsible for the assimilation of all information, the compilation of the final consolidated AIA report and recommendations in terms of heritage resources on the demarcated project areas. Mr Kruger is an accredited archaeologist and Culture Resources Management (CRM) practitioner with the Association of South African Professional Archaeologists (ASAPA), a member of the Society for Africanist Archaeologists (SAFA) and the Pan African Archaeological Association (PAA) as well as a Master's Degree candidate in archaeology at the University of Pretoria.

### **1.3 Project Brief**

CES requested Exigo Sustainability (Pty) Ltd to do a heritage assessment for the proposed Galway Road Culvert Upgrade Project in East London. The project entails the upgrade and realignment of Galway Road which will include the alteration of a Hypostomal Period culvert over the Hlanza River.



Figure 1-1: Aerial map indicating the proposed Galway Road Culvert Upgrade Project area.

## 1.4 Terms of Reference

Heritage specialist input into the Environmental Impact Assessment (EIA) process is essential to ensure that, through the management of change, developments still conserve our heritage resources. It is also a legal requirement for certain development categories which may have an impact on heritage resources. Thus, EIAs should always include an assessment of heritage resources. The heritage component of the EIA is provided for in the **National Environmental Management Act, (Act 107 of 1998)** and endorsed by section 38 of the **National Heritage Resources Act (NHRA - Act 25 of 1999)**. In addition, the NHRA protects all structures and features older than 60 years, archaeological sites and material and graves as well as burial sites. The objective of this legislation is to ensure that developers implement measures to limit the potentially negative effects that the development could have on heritage resources. Based hereon, this project functioned according to the following **terms of reference** for heritage specialist input:

- *Provide a detailed description of the heritage resource.*
- *Assess the nature and degree of significance of the heritage resource in the development area.*
- *Establish heritage informants/constraints to guide the development process through establishing thresholds of impact significance;*
- *Assess and rate any possible impact on the historical remains within the area emanating from the proposed development activities.*
- *Propose possible heritage management measures provided that such action is necessitated by the development.*
- *Liaise and consult with the South African Heritage Resources Agency (SAHRA). A Notification of Intent to Develop (NID) will be submitted to SAHRA at the soonest opportunity.*

## 1.5 CRM: Legislation, Conservation and Heritage Management

The broad generic term *Cultural Heritage Resources* refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

### 1.5.1 Legislation regarding archaeology and heritage sites

The South African Heritage Resources Agency (SAHRA) and its provincial offices aim to conserve and control the management, research, alteration and destruction of cultural resources of South Africa. It is therefore vitally important to adhere to heritage resource legislation at all times.

#### a. National Heritage Resources Act No 25 of 1999, section 35

According to the National Heritage Resources Act No 25 of 1999 (section 35) the following features are protected as cultural heritage resources:

- a. Archaeological artefacts, structures and sites older than 100 years
- b. Ethnographic art objects (e.g. prehistoric rock art) and ethnography
- c. Objects of decorative and visual arts

- d. Military objects, structures and sites older than 75 years
- e. Historical objects, structures and sites older than 60 years
- f. Proclaimed heritage sites
- g. Grave yards and graves older than 60 years
- h. Meteorites and fossils
- i. Objects, structures and sites of scientific or technological value.

In addition, the national estate includes the following:

- a. Places, buildings, structures and equipment of cultural significance
- b. Places to which oral traditions are attached or which are associated with living heritage
- c. Historical settlements and townscapes
- d. Landscapes and features of cultural significance
- e. Geological sites of scientific or cultural importance
- f. Archaeological and paleontological sites
- g. Graves and burial grounds
- h. Sites of significance relating to the history of slavery
- i. Movable objects (e.g. archaeological, paleontological, meteorites, geological specimens, military, ethnographic, books etc.)

With regards to activities and work on archaeological and heritage sites this Act states that:

*“No person may alter or demolish any structure or part of a structure which is older than 60 years without a permit by the relevant provincial heritage resources authority.” (34. [1] 1999:58)*

and

*“No person may, without a permit issued by the responsible heritage resources authority-*

- (a) destroy, damage, excavate, alter, deface or otherwise disturb any archaeological or palaeontological site or any meteorite;*
- (b) destroy, damage, excavate, remove from its original position, collect or own any archaeological or palaeontological material or object or any meteorite;*
- (c) trade in, sell for private gain, export or attempt to export from the Republic any category of archaeological or palaeontological material or object, or any meteorite; or*
- (d) bring onto or use at an archaeological or palaeontological site any excavation equipment or any equipment which assist in the detection or recovery of metals or archaeological and palaeontological material or objects, or use such equipment for the recovery of meteorites. (35. [4] 1999:58).”*

and

*“No person may, without a permit issued by SAHRA or a provincial heritage resources agency-*

- (a) destroy, damage, alter, exhume or remove from its original position or otherwise disturb the grave of a victim of conflict, or any burial ground or part thereof which contains such graves;*

- (b) *destroy, damage, alter, exhume, remove from its original position or otherwise disturb any grave or burial ground older than 60 years which is situated outside a formal cemetery administered by a local authority;*
- (c) *bring onto or use at a burial ground or grave referred to in paragraph (a) or (b) and excavation equipment, or any equipment which assists in the detection or recovery of metals (36. [3] 1999:60)."*

**b. Human Tissue Act of 1983 and Ordinance on the Removal of Graves and Dead Bodies of 1925**

Graves and burial grounds are commonly divided into the following subsets:

- a. ancestral graves
- b. royal graves and graves of traditional leaders
- c. graves of victims of conflict
- d. graves designated by the Minister
- e. historical graves and cemeteries
- f. human remains

Graves 60 years or older are heritage resources and fall under the jurisdiction of both the National Heritage Resources Act and the Human Tissues Act of 1983. However, graves younger than 60 years are specifically protected by the Human Tissues Act (Act 65 of 1983) and Ordinance on Excavations (Ordinance no. 12 of 1980) as well as any local and regional provisions, laws and by-laws. Such burial places also fall under the jurisdiction of the National Department of Health and the Provincial Health Departments.

**c. National Heritage Resources Act No 25 of 1999, section 35**

This act (Act 107 of 1998) states that a survey and evaluation of cultural resources must be done in areas where development projects, that will change the face of the environment, will be undertaken. The impact of the development on these resources should be determined and proposals for the mitigation thereof are made. Environmental management should also take the cultural and social needs of people into account. Any disturbance of landscapes and sites that constitute the nation's cultural heritage should be avoided as far as possible and where this is not possible the disturbance should be minimized and remedied.

**1.5.2 Background to HIA and AIA Studies**

South Africa's unique and non-renewable archaeological and palaeontological heritage sites are 'generally' protected in terms of the National Heritage Resources Act (Act No 25 of 1999, section 35) and may not be disturbed at all without a permit from the relevant heritage resources authority. Heritage sites are frequently threatened by development projects and both the environmental and heritage legislation require impact assessments (HIAs & AIAs) that identify all heritage resources in areas to be developed. Particularly, these assessments are required to make recommendations for protection or mitigation of the impact of the sites. HIAs and AIAs should be done by qualified professionals with adequate knowledge to (a) identify all heritage resources including archaeological and palaeontological sites that might occur in areas of developed and (b) make recommendations for protection or mitigation of the impact on the sites.

**A detailed guideline of statutory terms and requirements is supplied in Addendum 1.**

## 2 REGIONAL CONTEXT

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### 2.1 Area Location

The Galway Road Culvert Upgrade Project study area is located along in the Woodleigh suburb along the Hlanza River approximately 3km north-east of the East London CBD in the Buffalo City Metropolitan Municipality the Eastern Cape Province. More specifically, the Galway Road Culvert Upgrade Project area is located as follows:

- **S32.990938° E27.930716°**

The study areas appear on 1:50000 map sheet 3227DD (see Figure 2-1):

### 2.2 Area Description: Receiving Environment

East London is situated on the coastal plains of the Eastern Cape grasslands south of the Drakensberg. The ecological landscape is defined as a combination of mixed grasslands and forest / scrub forest, typically dominated by mixed grassveld and forests at differing altitudes. The annual rainfall ranges between 1150 to over 1300mm per annum. The geology of the larger region is constituted by mudstones and sandstones of the Beaufort group and towards the coast, shales, mudstones and sandstones of the Ecca group, with exposures of dolerite intrusions mostly in the higher lying areas, are found. Soils in the area are moderate to deep and vary between sandy loams in the upper half to clayey loam in the downstream half. Coastal landforms include rocky platforms, sandy beaches, sub-tidal rocky reefs and sub-tidal sandy benthos. Considerable sections of the coast comprise stabilised dunes, which are sensitive to disturbance and unsuitable for the construction of roads and tourism infrastructure. The East London area is underlain by a horizontally orientated formation forming part of the Karoo Sequence. The formation consists mainly of the Ecca Group (shales, mudstones and sandstones) and but the Beaufort Group (bluish-grey fine-grained sandstone and bluish grey, greenish grey or reddish mudstone) occurs in the south west. Dolerite sheets are found throughout the area. Soil types range from deep sandy loam to loamy clay soil over eroded shales. The grasslands in the East London area are is similar to the sourveld grasslands found across the southern parts of the Wild Coast.

### 2.3 Site Description

The Study Area is situated along gradually rolling hills and plains within a suburban zone in East London. The terrain consists predominantly of formal housing, schools, shops, roads and other infrastructure. Small sections of original vegetation remain intact along rivers and water courses where pioneer plant species are prevalent. As such, the surroundings here have been altered extensively as a result of urbanization, agriculture and erosion activity are also prevalent in the area.

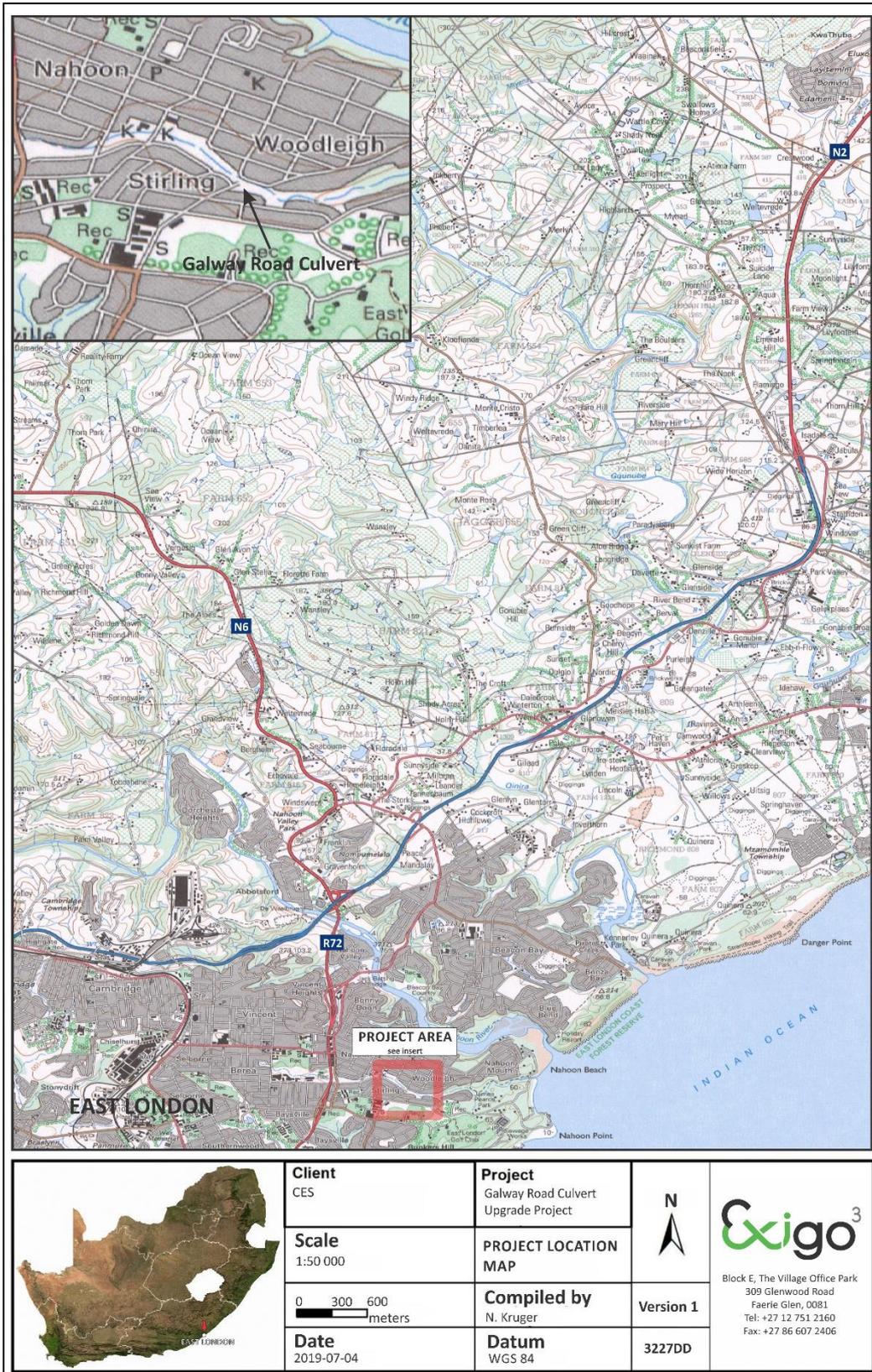


Figure 2-1: 1:50 00 Map representation of the location of the proposed Galway Road Culvert Upgrade Project (sheet 3227DD).



Figure 2-2: Aerial map providing a regional context for the proposed Galway Road Culvert Upgrade Project.

### 3 METHOD OF ENQUIRY

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#### 3.1 Sources of Information

Data from detailed desktop, aerial and field studies were employed in order to sample surface areas systematically and to ensure a high probability of heritage site recording.

##### 3.1.1 Desktop Study

The larger landscape around East London has been relatively well documented in terms of its archaeology and history. A desktop study was prepared in order to contextualize the proposed project within a larger historical milieu. The study focused on relevant previous studies, archaeological and archival sources, aerial photographs, historical maps and local histories, all pertaining to the East London area and the larger landscape of this section of the Eastern Cape Province. A number of Cultural Resources Management (CRM) projects have been conducted in the East London area and these include:

- Binneman, J. (Albany Museum). 2005. Archaeological Heritage Impact Assessment for the proposed Gqunubie Valley Golf Estate
- Binneman, J. & Webley, L.E. (Albany Museum). 1996. Proposed Eastern Cape Zinc and Phosphoric Acid Project: Baseline Report: Sensitivity of Cultural Sites
- Coetzee, F.P. (UNISA). 2008. Cultural Heritage Survey for Nungu Trading 672 (Pty) Ltd Prospecting Application, East London, Eastern Cope
- Van Ryneveld, K. (ArchaeoMaps). 2007. Phase 1 Archaeological Impact Assessment: Mnt. Coke Eco-residential and Golf Estate, East London, Eastern Cope, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008a. Phase 1 Archaeological Impact Assessment: Proposed Pipeline, Portion of Farm 1008, Winterstrand, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008b. Phase 1 Archaeological Impact Assessment: Hotel and Conference Center Development, Portion 2 of Farm 992, Cove Rock, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008c. Phase I Archaeological Impact Assessment: Cove Rock Golf Estate, Cove Rock, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008d. Letter of Recommendation: Exemption from a Phase 1 Archaeological Impact Assessment (AIA) for the Beachfront adjoining the Cove Rock Golf Estate and Hotel and Conference Center Development, Cove Rock, East London, Eastern Cape, South Africa.
- Van Ryneveld, K. (ArchaeoMaps). 2008e. Phase I Archaeological Impact Assessment: Residential Development, Portions 1 & 4 of Form 1245, Cove Rock, East London, Eastern Cope, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008f. Phase 1 Archaeological Impact Assessment: Residential Development, Form 960, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008g. Phase 1 Archaeological impact Assessment: Rezoning and Subdivision for Mixed-use Development, Farm 939, Cove Rock, East London, Eastern Cope, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008h. Phase 1 Archaeological impact Assessment: Warehousing and Light Industrial Development, Farm 922, Cove Rock, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008i\_ Phase 1 Archaeological Impact Assessment: Development of o Shopping Mall and Commercial Offices, Portions 21, 22, 23 of Farm 925, Cove Rock, East London, Eastern Cope, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008j\_ Phase 1 Archaeological Impact Assessment: Warehouse and Related Infrastructure, Portion 19 of Farm 925, Cove Rock, East London, Eastern Cape,, South Africa

- Van Ryneveld, K. (ArchaeoMaps). 2008k. Phase 1 Archaeological Impact Assessment: Industrial Development, Erven 17532 & 49336, Orange Grove, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008l. Phase 1 Archaeological Impact Assessment: Retail and Residential Development, Portions 3 & 5 of Farm 1234, Gonubie,, East London, Eastern Cope, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008m. Phase 1 Archaeological Impact Assessment: Riverleigh Township Development, Farm 817/3, East London, Eastern Cape, South Africa
- Van Ryneveld, K. (ArchaeoMaps). 2008n. Phase 1 Archaeological Impact Assessment: Residential Development, Portions 3, 4 & 18 of Farm 807, Quenero, East London, Eastern Cape, South Africa
- Van Schalkwyk, L.O. (eThembeni). 2008. Heritage Impact Assessment of the proposed N2 Wild Coast Toll Highway, Eastern Cape and KwaZulu-Notol, South Africa
- Webley, L.E. & Vernon, G. (Albany Museum). 2008. Phase 1 Heritage Impact Assessment\_ The Construction of a Dual Carriageway linking Fitzpatric Road and Currie Street on the 'Sleeper Site', Erf 15835, Buffalo City, Eastern Cape.

### 3.1.2 Aerial Survey

Aerial photography is often employed to locate and study archaeological sites, particularly where larger scale area surveys are performed. This method was applied to assist the foot and automotive site surveys where depressions, variation in vegetation, soil marks and landmarks were examined. Specific attention was given to shadow sites (shadows of walls or earthworks which are visible early or late in the day), crop mark sites (crop mark sites are visible because disturbances beneath crops cause variations in their height, vigour and type) and soil marks (e.g. differently coloured or textured soil (soil marks) might indicate ploughed-out burial mounds). Attention was also given to moisture differences, as prolonged dampening of soil as a result of precipitation frequently occurs over walls or embankments. In addition, historical aerial photos obtained during the archival search were scrutinized and features that were regarded as important in terms of heritage value were identified and if they were located within the boundaries of the project area they were physically visited in an effort to determine whether they still exist and in order to assess their current condition and significance. By superimposing high frequency aerial photographs with images generated with Google Earth as well as historical aerial imagery, potential sensitive areas were subsequently identified, geo-referenced and transferred to a handheld GPS device. These areas served as reference points from where further vehicular and pedestrian surveys were carried out.

From the aerial survey (historical and more recent aerial imagery) it is evident that the project area has been transformed by urbanization in the past century.

### 3.1.3 Mapping of sites

Historical and current maps of the project area were examined (see Figure 5-1). By merging data obtained from the desktop study and the aerial survey, sites and areas of possible heritage potential were plotted on these maps of the larger East London area using GIS software. These maps were then superimposed on high definition aerial representations in order to graphically demonstrate the geographical locations and distribution of potentially sensitive landscapes. Historical and more recent maps indicate the appearance of suburban areas during the mid-1950's in the project area.

### 3.1.4 Field Survey

Archaeological survey implies the systematic procedure of the identification of archaeological sites. An archaeological survey of the Galway Road Culvert Upgrade Project area was conducted in in July 2019. The process encompassed a systematic field survey in accordance with standard archaeological practice by which

heritage resources are observed and documented. In order to sample surface areas systematically and to ensure a high probability of site recording, the proposed project area was surveyed on foot. Particular focus was placed on proposed infrastructure footprint areas provided to the specialist. GPS reference points identified during the aerial survey were also visited and random spot checks were made (see detail in previous section). Using a Garmin GPS, the survey was tracked and general surroundings were photographed with a Samsung Digital camera. Real time aerial orientation, by means of a mobile Google Earth application was also employed to investigate possible disturbed areas during the survey.

### 3.1.5 Access

The project area is accessed directly via Galway Road and no access control is applied to the project area.

### 3.1.6 Visibility

The surrounding vegetation in the project area is mostly comprised out of riparian vegetation with scattered trees and bushes. The general visibility at the time of the AIA survey (July 2019) ranged from high in transformed areas, to low in more pristine and overgrown zones. In single cases during the survey sub-surface inspection was possible. Where applied, this revealed no archaeological deposits.

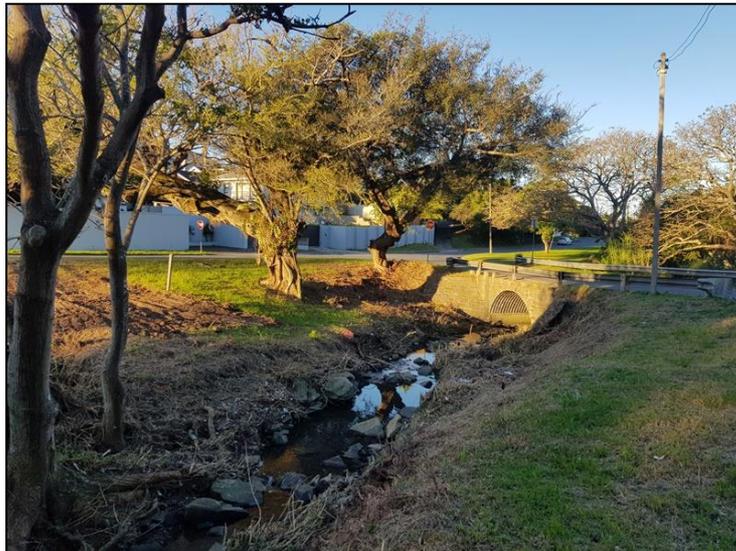


Figure 3-1: View of the Galway Road Culvert carrying Galway Road over the Hlanza River.



Figure 3-2: View of the Hlanza River directly west of the Galway Road crossing.



Figure 3-3: View of the northern bank of the Hlanza River in the project area.



Figure 3-4: View of the Hlanza River and the Galway Road Culvert.

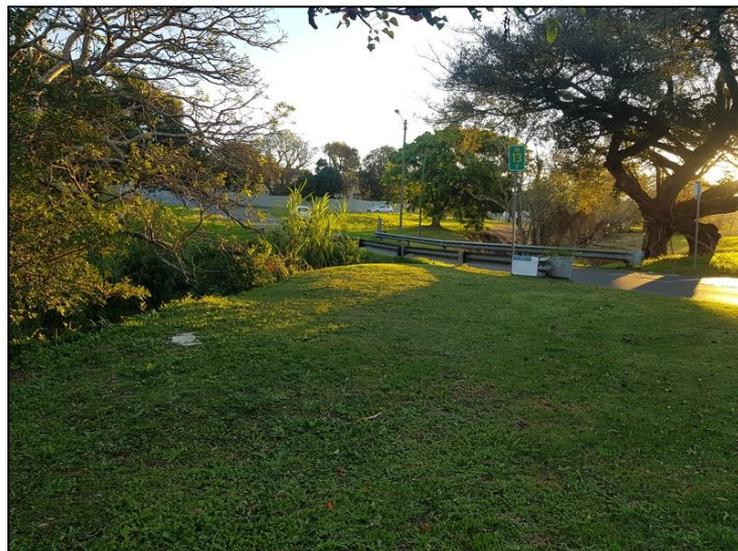


Figure 3-5: View of the north-eastern bank of the Hlanza River along Galway Road.



Figure 3-6: A small concrete weir in the Hlanza River west of the Galway Road Culvert.

### 3.1.7 Summary: Limitations and Constraints

The foot site survey for the Galway Road Culvert Upgrade Project AIA primarily focused around the Historical period culvert and the following constraints were encountered:

- **Visibility:** Visibility proved to be a minor constraint in areas with denser surface cover, as well as portions where vegetation is more pristine.

It should be noted that, even though it might be assumed that survey findings are representative of the heritage landscape of the project area, it should be stated that the possibility exists that individual sites could be missed due to the localised nature of some heritage remains as well as the possible presence of sub-surface archaeology. Therefore, maintaining due cognisance of the integrity and accuracy of the archaeological survey, it should be stated that the heritage resources identified during the study do not necessarily represent all the heritage resources present in the project area. The subterranean nature of some archaeological sites, dense vegetation cover and visibility constraints sometimes distort heritage representations and any additional heritage resources located during consequent development phases must be reported to the Heritage Resources Authority or an archaeological specialist.

### 3.2 Impact Assessment

For consistency among specialists, impact assessment ratings by Exigo Specialist are generally done using the Plomp<sup>1</sup> impact assessment matrix scale supplied by Exigo. According to this matrix scale, each heritage receptor in the study area is given an impact assessment (See Section 6).

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<sup>1</sup> Plomp, H., 2004

## 4 ARCHAEO-HISTORICAL CONTEXT

### 4.1 The archaeology of Southern Africa

Archaeology in Southern Africa is typically divided into two main fields of study, the **Stone Age** and the **Iron Age** or **Farmer Period**. The following table provides a concise outline of the chronological sequence of periods, events, cultural groups and material expressions in Southern African pre-history and history.

**Table 1 Chronological Periods across Southern Africa**

Period	Epoch	Associated cultural groups	Typical Material Expressions
Early Stone Age 2.5m – 250 000 YCE	Pleistocene	Early Hominins: <i>Australopithecines</i> <i>Homo habilis</i> <i>Homo erectus</i>	Typically large stone tools such as hand axes, choppers and cleavers.
Middle Stone Age 250 000 – 25 000 YCE	Pleistocene	First <i>Homo sapiens</i> species	Typically smaller stone tools such as scrapers, blades and points.
Late Stone Age 20 000 BC – present	Pleistocene / Holocene	<i>Homo sapiens sapiens</i> including San people	Typically small to minute stone tools such as arrow heads, points and bladelets.
Early Iron Age / Early Farmer Period 300 – 900 AD <b>(commonly restricted to the interior and north-east coastal areas of Southern Africa)</b>	Holocene	First Bantu-speaking groups	Typically distinct ceramics, bead ware, iron objects, grinding stones.
Middle Iron Age (Mapungubwe / K2) / early Later Farmer Period 900 – 1350 AD <b>(commonly restricted to the interior and north-east coastal areas of Southern Africa)</b>	Holocene	Bantu-speaking groups, ancestors of present-day groups	Typically distinct ceramics, bead ware and iron / gold / copper objects, trade goods and grinding stones.
Late Iron Age / Later Farmer Period 1400 AD -1850 AD <b>(commonly restricted to the interior and north-east coastal areas of Southern Africa)</b>	Holocene	Various Bantu-speaking groups including Venda, Thonga, Sotho-Tswana and Zulu	Distinct ceramics, grinding stones, iron objects, trade objects, remains of iron smelting activities including iron smelting furnace, iron slag and residue as well as iron ore.
Historical / Colonial Period ±1850 AD – present	Holocene	Various Bantu-speaking groups as well as European farmers, settlers and explorers	Remains of historical structures e.g. homesteads, missionary schools etc. as well as, glass, porcelain, metal and ceramics.

### 4.2 Discussion: An archaeo-historical background of the North Eastern Cape Region

The archaeological history of the Eastern Cape Province dates back to about 2 million years and possibly older. Several archaeological sites have been recorded in the landscape around East London. The Albany Museum database holds limited information of archaeological sites for the north Eastern Cape, however, records are held at several institutions including the University of the Transkei (now Walter Sisulu University), the University of Fort Hare, and the Rock Art Research Institute at the University of the Witwatersrand. Rock

art research, mainly conducted by researchers from the Rock Art Research Institute, University of the Witwatersrand, have been conducted around the Barkly East, Ugie, Maclear, Dordrecht and other areas in the Southern Drakensberg escarpment of the north-eastern Cape. Middle Stone Age and Later Stone Age sites have also been excavated and researched during the 1970's. The literature shows evidence of an archaeological heritage that spans from the Early Stone Age, Middle Stone Age to the Later- Stone, as well as evidence of pastoralism and Iron Age farmers. Rock paintings are prolific throughout Southern Drakensberg Mountains. The region is also significant historically as a frontier between hunter-gatherers, pastoralists, Nguni-speaking farming communities and European settlers.

#### 4.2.1 Early History and the Stone Ages

A few important Early Stone Age (ESA) sites are known from a number of Ciskei sites including Middledrift commonage and wide flood plain along the Keiskamma River, streams and erosion channels show Early Stone Age material on silcrete sandstone, from within the fluvial deposits (Derricourt 1973). ESA handaxes were documented and recorded on a site near Indwe (Smith 2010). ESA material has been reported in other sites in the Transkei (Derricourt 1977; Feely 1987). Apart from stone artefacts, the ESA sites in the Transkei have produced very little as regards other archaeological remains. This has made it difficult to make inferences pointing to economical dynamics of the ESA people in this part of the world (Mazel 1989). Although Middle Stone Age (MSA) artefacts occur throughout the Eastern Cape, the most well-known MSA sites include the type-site for the Howiesons Poort stone tool industry, Howiesons Poort rock shelter, situated close to Grahamstown and Klasies River Mouth Cave, situated along the Tsitsikamma coast. MSA sites are located both at the coast and in the interior across southern Africa. MSA people occupied the Southern Drakensberg area before 29 000 BP (Opperman 1996) until between 22 5000 BP and 20 9000 BP (Opperman & Heydenrych 1990). Strathalan Cave B is situated in the foothills of the Southern Drakensberg range approximately 10 km north-east of Maclear contained a terminal MSA continuous occupation from between 28 000 to about 22 000 years ago. The site deposit revealed a sequence of Middle Stone Age occupation floors characterized by the presence of grass bedding materials. The stone artefact collection included slender blades and wooden tools were also used. The subsistence system was based on the hunting of medium-large antelopes and the gathering of plant foods (Opperman & Heydenrych 1990; Opperman 1992).

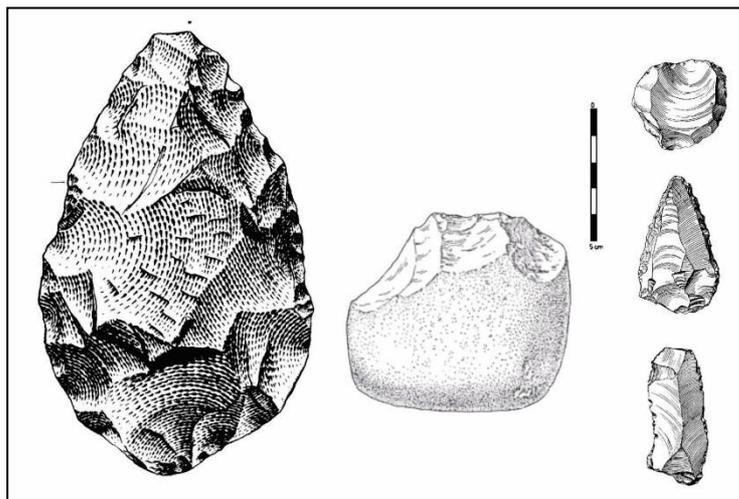


Figure 4-1: Typical ESA handaxe (left) and cleaver (center). To the right is a MSA scraper (right, top), point (right, middle) and blade (right, bottom).

Surface scatters of MSA stone artefact industries occur widely as in the former homelands of the Ciskei and Transkei (Derricourt 1973). No known ESA sites have been reported in studies around the project area. Anderson (2011a) documented both MSA and LSA artefact scatters at the Ikwezi Solar Energy study site near

East London. His discovery of MSA artefact occurrences are in accordance with MSA hominid evidence: The Nahoon footprints site, where hominid / human footprints dating to 200,000BP have been discovered, is situated approximately 20km north-east of the study site, while of the earliest *Homo sapiens sapiens*, or modern human remains, dating to 125,000BP, are known from Klasies River Mouth along the south coast of the Eastern Cape.

#### 4.2.2 The Later Stone Age (LSA) and Rock Art

Later Stone Age (LSA) sites occur both at the coast and inland as caves deposits, rock shelters, open sites and shell deposits. The majority of LSA archaeological sites in the Eastern Cape area would date from the past 10 000 years where San hunter-gatherers inhabited the landscape living in rock shelters and caves as well as on the open landscape. These latter sites are difficult to find because they are in the open veld and often covered by vegetation and sand. Sometimes these sites are only represented by a few stone tools and fragments of bone. The Southern Drakensberg was occupied by hunter-gatherers before 10 000 BP (Opperman 1987) but was subsequently abandoned in the Holocene after ca. 6 000 BP, only to be re-occupied by 3 000 BP (Tusenius 1989). Ecological evidence suggests that the southern Drakensberg may have been too dry to support the animals and plants needed for the existence of hunter-gatherer people between 6 000 and some time before 3 000 BP (Tusenius 1989). The north-eastern Cape forms a link between the better watered eastern half of South Africa and the drier west. The wettest conditions apparently existed around 2700 BP, probably correlating with an increase in human occupation in the Southern Drakensberg following the possible abandonment of that area during the dry phase(s) of preceding millennia (Rosen et al. 1999). The succession of stone artefact Industries within the LSA of the Drakensberg region of the north-eastern Cape demonstrates that the resources of this area, which is characterized by a steep ecological gradient, were consistently exploited throughout end Pleistocene and Holocene following the amelioration of conditions after the cold maximum of the Late Pleistocene. The culture stratigraphic sequence is very comparable to that recorded in Lesotho, the middle Orange River basin and the southern and Eastern Cape (Opperman 1982).

The renowned San rock paintings of the Drakensberg region also belongs to the LSA period- although the majority were made between 4000 years ago and about 120 years ago. Rock Art can be in the form of rock paintings or rock engravings. Rock paintings occur on the walls of caves and rock shelters across southern Africa and are prolific in the Southern Drakensberg, north-eastern Cape extending the entire Drakensberg range into KwaZulu-Natal and Lesotho. Rock engravings are limited to the Karoo and Northern Cape Regions and do not generally occur within the north Eastern Cape region and former Transkei region. Rock art research within the Southern Drakensberg has been conducted by several researchers and students from the Rock Art Research Institute, University of the Witwatersrand, over a period of 25 years, with a well-established database of site from Maclear, Tsolo, Barkly East, Ugie, Dordrecht and the wider region and extent of the Drakensberg range and Maluti Mountains. The South African Rock Art Database established by the Rock Art Research Institute is a useful source for rock art site information across southern Africa.

#### 4.2.3 Pastoralism in the Eastern Cape

As noted above, Khoekhoe pastoralists or herders entered southern Africa about 2000 years ago, with domestic animals such as fat-tailed sheep and goats, travelling through the south towards the coast. Hunter-gatherer and herder sites occur widely in the Eastern Cape. It is sometimes difficult to distinguish between hunter-gatherer and herder sites, because the former may have acquired stock through theft or herder clientship and the latter largely relied on hunting and gathering to supplement pastoral resources. Both groups collected shellfish and used other food sources from the sea, and both groups hunted and gathered plant food. Their economic systems were directed by the accumulation of wealth in domestic stock numbers and

their political make-up was more hierarchical than that of the hunter-gatherers. The most significant Khoekhoe pastoralist sites in the Eastern Cape include Scott's Cave near Patensie (Deacon 1967), Goedgeloof shell midden along the St. Francis coast (Binneman 2007) and Oakleigh rock shelter near Queenstown (Derricourt 1977). Often, these archaeological sites are found close to the banks of large streams and rivers. Excavations at sites indicate that shellfish and marine animals, and in particular seals, specifically formed a major part of their diet. The intensive utilization of shellfish manifests in the archaeological record through hundreds of shell middens (large piles of marine shell) dating to the terminal Pleistocene and Holocene that litter the coastal areas of southern Africa. These were campsites of San, Khoisan and Bantu-speakers who lived along the immediate coast. Human remains are frequently found in the middens, mixed with shell, other food remains and cultural material. A large number of shell middens were situated east of Coega River Mouth and numerous middens, ceramic pot sherds (from Later Stone Age Khoekhoen pastoralist origin - last 2 000 years) and other archaeological material, occur between the Coega and Sunday's River Mouths. These remains date mainly from Holocene Later Stone Age (last 10 000 years). Human remains have also been found in the dunes along the coast.



**Figure 4-2: Large shell midden off the coast of southern Africa.**

Mega-middens which accumulated in coastal and inland areas probably represent alternative seasonal food resources and the shellfish species from middens reflect the species available in the immediate vicinity and also provide information on the environment. Inland shell middens are also found in the Eastern Cape and these shell accumulations date to the last 3000 years. The existence of these features implies the use of alternative food sources as a result of the spread of pastoralists and Iron Age people (Deacon 1984b). Various researchers have observed that the occurrence of seasonally restricted food remains in archaeological deposits could be linked to historically known seasonal movements by the early Khoisan and Khoekhoen hunters and herders of the Cape. In other places, those Khoi who had lost their stock (to drought, disease or raiders), as well as San who had none, may have subsisted mainly or entirely on seafood, but for the rest pastoralism, involving cattle and perhaps fat-tailed sheep, was the principal focus of subsistence, accompanied by a few crops in the fertile river valleys (Elphick 1977). This pattern of subsistence was continued - with different emphases and eventually on a larger scale - by those who succeeded the Khoi on this coast, the Cape Nguni, or Xhosa. By the 16th century, the Khoi peoples of the Wild Coast had been largely displaced or absorbed by Nguni speakers (Peires 1976). Evidence of LSA (including pastoralist) occupation of the East London area seems fairly ample: The presence of deflated coastal shell middens were reported on by

Binneman & Webley (1996). Anderson (2009) identified no less than 7 LSA shell midden sites during his East London IDZ survey. In addition an ephemeral shell scatter situated approximately 2.5-3km inland, on the banks of the Buffalo River, was reported on (Van Ryneveld 2010).

#### 4.2.4 Iron Age / Farmer Period

The beginnings of the Iron Age (Farmer Period) in southern Africa are associated with the arrival of a new Bantu speaking population group at around the third century AD. These newcomers introduced a new way of life into areas that were occupied by Later Stone Age hunter-gatherers and Khoekhoe herders. Distinctive features of the Iron Age are a settled village life, food production (agriculture and animal husbandry), metallurgy (the mining, smelting and working of iron, copper and gold) and the manufacture of pottery. Iron Age farming communities generally preferred to occupy river valleys within the eastern half of southern Africa owing to the summer-rainfall climate that was conducive for growing millet and sorghum. According to Huffman (2007) an eastern migration stream, known as the Chifumbaze Complex spread southwards from East Africa south into southern Africa during the period of about AD 200—300 where several KwaZulu-Natal and north-Eastern Cape sites were occupied. Relatively little research has been conducted on the archaeology of later farmer communities of the Eastern Cape and adjacent areas. According to research in adjacent parts of South Africa, there was little or no settlement in the dry high-altitude grasslands of the north-western parts of the Eastern Cape and Lesotho until after AD 1600 (e.g. Walton 1956; Maggs 1976; Hall 1990; Mitchell 2002). A few important Eastern Cape Early Iron Age Sites (EIA) sites include Kulubele situated in the Kei River Valley near Khomga (Binneman 1996), Ntsitsana situated in the interior Transkei, 70 km west of the coast, along the Mzimvubu River (Prins & Granger 1993), and Canasta Place situated on the west bank of the Buffalo River (Nogwaza 1994). Previous investigations into the EIA in the Transkei and Ciskei include work at Buffalo River Mouth (Wells 1934; Laidler 1935), at Chalumna River Mouth (Derricourt 1977) and additional research by Feely (1987) and Prins (1989). In addition, evidence of numerous Early Iron Age (EIA) sites or material occurs in the area surrounding Mtatha and the Eastern Cape (Feely & Bell-Cross 2011). Evidence in the form of thick-walled well-decorated pot sherds are present along other parts of the Transkei coast as is evident from sites that were excavated at Mpame River Mouth (Cronin 1982) and just west of East London (Nongwaza 1994). Research in the adjacent Kei River Valley area indicates that the first mixed farmers were already settled in the Eastern Cape region between A.D. 600 -700 (Binneman 1994, Feely & Bell-Cross 2011). Thus far the closest documented and well-researched Early Iron Age site is located within the Great Kei River Valley. The site is situated some 200 m below the plateau and 60 km inland from the coast, within the borders of the Transkei, approximately 100 km up the coast towards Durban. There has in the past been some speculation that EIA populations may have spread well south of the Transkei into the Ciskei, possibly up to the Great Fish River (Binneman et al. 1992), however, no further research has been undertaken to confirm these statements. Two closer EIA sites have been documented, one to the south of East London (Cronin 1982) and the other is situated 12 km west of East London on the west bank of the Buffalo River (Nogwaza 1994). Thicker and decorated pottery sherds, kraals, possible remains of domesticated animals, upper and lower grindstones and storage pits are associated for identifying Early Iron Age sites. The sites are generally large settlements, but the archaeological visibility may in most cases be difficult owing to the organic nature of the homesteads. Metal and iron implements are also associated with Early Iron Age communities.

The Later Iron Age (LIA) is not only distinguished from the EIA by greater regional diversity of pottery styles but is also marked by extensive stone wall settlements. In many instances, LIA farmer communities moved from river valleys to the hilltops, such settlements have been formally recorded by the Albany Museum and cover a relatively extended area in comparison to the Early Iron Age settlement patterns (Binneman *et al.* 2010). LIA communities gradually expanded into the grasslands of the KwaZulu-Natal and north Eastern Cape interior. LIA sites in the Eastern Cape Province occur adjacent to the major rivers in low lying river valleys but

also along ridge crests above the 800m contour. An early phase of the Late Iron Age has been uncovered in KwaZulu-Natal which transpired in a ceramic style known as “Blackburn”. This ceramic style represents a break with that of the Early Iron Age. Since there is a resemblance between Blackburn pottery and Nguni pottery, Huffman (1989) postulates that Blackburn reflects the migration of the Nguni to KwaZulu-Natal and later to the Transkei. Consequently, sites belonging to the final phase of the Late Iron Age can often be linked with historically known Nguni groups. The most southern Iron Age site, Kulubele, excavated by archaeologists from the Albany Museum during the 1990’s, is situated along the banks of the Kei River in the Kei River Valley. The earliest date for the site is 1250 BP yielded numerous settlement areas, thick-walled pottery, animal bones, and most importantly chicken bones that illustrates contact between the first farming communities and European seafarers.

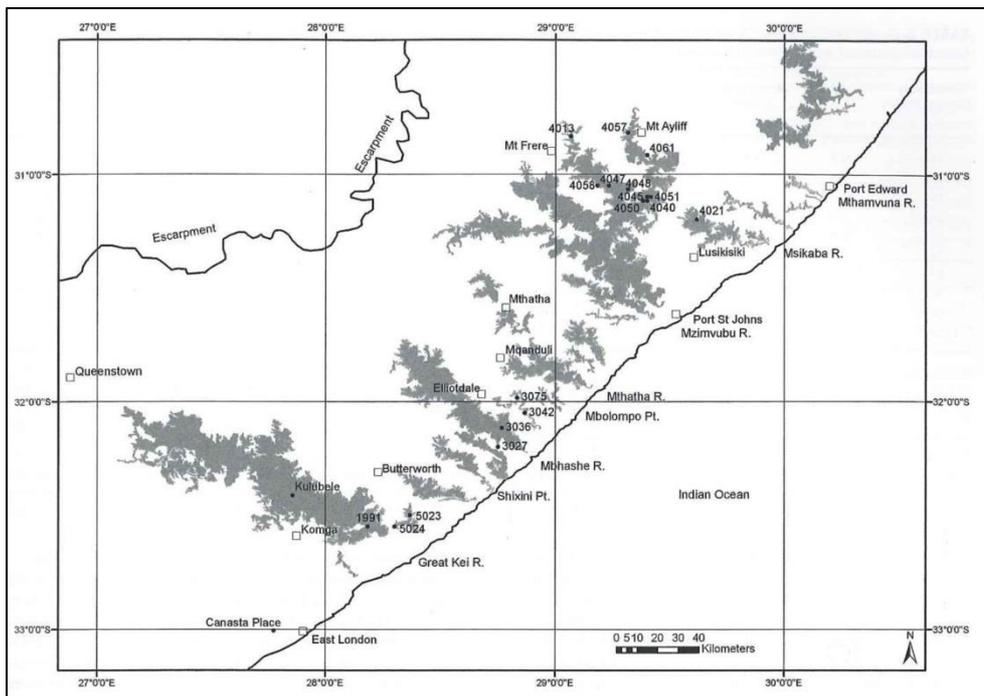


Figure 4-3: Early Iron Age farmer period sites in the Eastern Cape around Mthatha (after Feely & Bell-Cross 2011).

The LIA in the project area can be ascribed to the Mpondomise, Thembu, and Xhosa tribal clusters or their immediate predecessors (Feely 1987). It is also possible that some stone walled sites, especially those incorporating shelters or caves, were constructed by hybrid San/Nguni groups. Trade played a major role in the economy of LIA societies. Goods were traded locally and over long distances. The main trade goods included metal, salt, grain, cattle and thatch. This led to the establishment of economically driven centres and the growth of trade wealth. Keeping of domestic animals, metal work and the cultivation of crops continued with a change in the organisation of economic activities (Maggs, 1989; Huffman 2007). Hilltop settlements are mainly associated with LIA settlement patterns that occurred during the second millennium AD. Later Iron Age settlements have been formally recorded by the Albany Museum and cover a relatively extended area in comparison with the Early Iron Age settlement patterns. With the exception of the Tembu, stone buildings which characterizes the Iron Age sites of Sotho areas, is absent in the Transkei and Ciskei, and a pattern of some mobility without, it is presumed, a stone working technology of significance, makes the allocation of sites a major problem (Derricourt 1973). Contact with the Cape Colony initially stimulated an already flexible and dynamic characteristic of the Cape Nguni political economy. When trade opportunities developed in the late 18th century, the Xhosa would exchange cattle (and permission for and guidance in hunting

elephants) in return for copper, iron, beads (Peires 1981:95); they would then exchange these goods at a profit for cattle with their African neighbours to the east, bringing about a kind of speculation in cattle.

#### 4.2.5 Later History: Colonial Period

Oral tradition is the basis of the evidence of historical events that took place before written history could be recorded. This kind of evidence becomes even more reliable in cases where archaeology could be utilised to back up the oral records. Sources of evidence for socio political organization during the mid-eighteenth to early nineteenth century in the study area and the Transkei suggest that the people here existed in numerous small-scale political units of different sizes, population numbers and political structures (Feely 1987; Wright & Hamilton, 1989). This period was largely characterised by rage and instability as political skirmishes broke due to the thirst for power and resources between chiefdoms. During the 2nd half of the eighteenth century, stronger chiefdoms and paramountcies emerged. However, these were not fully grown states as there was no proper formal central political body established. This changed in the 1780's when a shift towards a more centralized political state occurred in parts of northern KwaZulu-Natal. The Zulu kingdom, established by King Shaka however became the most powerful in KwaZulu-Natal in the early years of the 19th century and had a marked influence on the local Nguni chiefdoms of the project area (Feely 1987). Refugees from north of the Umtavuna River such as the Bhaca and Qwabe tribes moved into the Transkei and asked the Mpondo chief for permission to settle in adjacent parts. These refugees were collectively called amaMfengu and many of these people were settled in parts of the project area and the adjacent areas near Qumbu and Mount Fletcher. One group of refugees from the north, the amaNgwane, crossed the Umthatha River in the project area, and fought a decisive battle against British colonial troops and their Thembu and Xhosa allies in 1828 at Mbholompo Point. During this episode the amaNgwane was defeated and the tribe broken-up (Peires 1981).

The town of East London holds a rich Colonial historical narrative. British military need for a reliable harbour along the eastern frontier was evident as early as the 1830's, but became more pressing in 1835 after Governor Sir Benjamin D'Urban proclaimed the area between the Keiskamma and the Buffalo Rivers as the Province of Queen Adelaide. Lieutenant John Bailie of the Royal Navy, one of the 1820 Settlers, surveyed the Buffalo River mouth and founded the town of East London in 1836, a memorial on Signal Hill commemorating the event. The city formed around the only river port in South Africa and was originally known as Port Rex. This settlement on the West Bank was the nucleus of the town of East London, which was elevated to city status in 1914. During the early to mid-19th century frontier wars between the British settlers and the local Xhosa inhabitants, East London served as a supply port to service the military headquarters at nearby King William's Town, about 50 kilometres away. A British fort, Fort Glamorgan, was built on the West Bank in 1847, and annexed to the Cape Colony that same year. This fort is one of a series of British-built forts, including Fort Murray, Fort White, Fort Cox, Fort Hare and Fort Beaufort, in the border area that became known as British Kaffraria. The existing port, in the mouth of the Buffalo River, adjoining the Indian Ocean, began operating in 1870. In 1872, the Cape Colony, under the leadership of its first Prime Minister John Molteno, attained a degree of independence from Britain. The new government merged the three neighbouring settlements of East London, East London East and Panmure in 1873, forming the core of the current municipality, and in 1876 it began construction on the region's railway lines, commencing on the river's east bank. At the same time, it began construction of the East London harbour. This new infrastructure rapidly accelerated development of the area, into today's thriving city of East London. In 1961, areas on either side of East London were declared Bantu homelands; Ciskei to the west and Transkei to the East. East London found itself almost surrounded except to the north and became very unsettled during the Apartheid era. In 2000, East London became part of Buffalo City Metropolitan Municipality, also consisting of King William's Town, Bhisho and Mdantsane and is the seat of the Metro.

The East London suburbs of Nahoon and Woodleigh first came under development in 1858, with the arrival at East London of the German agricultural settlers who were given plots of land at Panmure and Cambridge, as well as acre lots at North End and Southernwood. Their main agricultural land -- 10 acres allotted to each family -- stretched along the south-western ridge of the Nahoon River, the area that today forms the suburbs of Nahoon, Woodleigh, Stirling, Berea and Vincent. When East London became a municipality in 1873, it was decided to incorporate only the original villages of East London: the West Bank and Panmure which is today's city centre. North End, Southernwood and Cambridge were omitted, as were the 10 acre agricultural lots. In 1876 North End and Southernwood were incorporated so as to give the municipality more logical boundaries. Cambridge and the 10 acre lots, however, were still omitted. In 1881 the residents of Cambridge decided to form a Village Management Board of their own, with Amelius Vincent as its first Chairman. The 10 acre lots, now evolving into residential areas in their own right, became part of this new dispensation. When East London was declared a city in 1914, attempts were made to bring the Cambridge Municipality and its suburbs under one banner but the offer was refused. It would only be in 1942 that the Cambridge Municipality at last joined the greater metropolitan area, and so Nahoon and surrounds was finally a part of the East London municipality.

#### 4.2.6 Marine Archaeology and Ship Wrecks

The following shipwrecks have been recorded along the East London coastline, roughly from the Kei River mouth in the north to Kaysers' Beach in the south (<http://sashipwrecks.com>):

Agnes (1948), Albert Edward Prince of Wales (1882), Albert Juhl (1876), Alfred (1866), Alma (1878), Amatola (1852), Andreas (1928), Ann Staniland (1876), Ann Hutchinson (1942), Annie S (1875), Antonie (1864), Asphodel (1878), Atbara (1902), Aurora (1902), Bierstadt (1877), Blesbok (1971), Bonanza (1894), Brighton (1881), Caledonian (1905), Campyne (1874), Cape St. Francis (1963), Carl Zu Den Drei Greiffen (1875), Carrie Wyman (1886), Castor (1851), Cichina (1873), City of Johannesburg (1942), Clansman (1882), Clymping (1881), Colombia (1942), Columbia (1880), Campage (1874), Constantia (1868), Coquette (- Campage) (1874), Countess of Dudley (1877), Crixea (1872), Crusader (1868), Danashe (1945), Dauntless (1883), Die Heimath (1881), Early Morn (1863), Eda (1904), Elaine (1872), Elise (1878), Elise Linck (1902), Eliza (1880), Elizabeth (1839), Elizabeth Mary (1861), Ellen Browse (1877), Elmira (1876), Elphida (1893), Elsie May (1883), Emile Marie (1874), Emma (1872), Emma (1880), Euterpe (1876), Excello (1942), Fingoe (1874), Flora (- Florie) (1874), Foam (1851), Francisca (1882), Frontier III (1957), General Nott (1876), Ham 79 (1924), Ham 81 (1924), Hampton Court (1881), Helene (1905), Henry Douse (1867), Herma (1855), Hohenzallern (1876), Hope (1880), Huma (1855), Imogen (1867), Jacaranda (1971), James Gibson (1874), Jane Davies (1872), Johan (1882), Kaffir (1890), Kaffit Chief (1876), Kathleen Anderson (1903), Kensington (1900), Khedive (1910), King Cadwallon (1929), Koodoo (1960), K.G. Meldahl (1942), La Serena (1876), Lady Kennaway (1857), Leif (1896), Lily of Cape Town (1894), Lizzie (1885), Llannashe (1943), Lochett (1884), Lockett (1884), Lord of the Isles (1873), Louise (1891), Lucy (1895), Lunaria (1861), Madagascar (1858), Maid of Arron Marengo (1876), Margaret A (1972), Maron Neil (1885), Martha (1872), Mary (1960), Mary Anne (1966), Medusa (1863), Memento (1876), Momento (1875), M.M. Jones (1876), Nant-y-glo (1872), Natal Star (1874), New Blessing (1905), Nossa Senhora de Atalaia do Pinheiro (1647), Nova Bella (- Nuovo Abele) (1874), Nundeeps (1868), Olive (1900), Olive (1878), Ondes (1901), Orient (1907), Orient (1970), Palatina (1911), Papa Risetto (1888), Philippine Leader (1973), Pioneer (1902), Plettenberg (1948), Pondo (1902), Quanza (1872), Queen of Mary (1872), Queen of Nations (1889), Queen of the Deep (1867), Refuge (1872), Rosehall (1876), Rubicon (1989), Sandvik (1888), Sao Joao Baptista (1622), Sarah Phillips (1871), Schermbrucker (1964), Schmayl (1883), Sea Rover (1868), Sea Wave (1879), Seafield (1882), Shantung (1868), Sharp (1872), Shrimp (1861), Sierra Palma (1883), South Easter (1872), St. Agnes (1955), Star Beam (1880), Star of the East (1905), Stralenburg (1970), Stuart Star (1937), Success (1970), S.A. Oranjeland (1974), Therese (1861), Thode Fagelund (1941), TMP Sagattarius (2002), Triton (1905), Valdivia (1908), Verulam (1874), Vigilant (1853), Waratah (1909), Western Star (1874) and Wild Rose (1872)

## 5 RESULTS: ARCHAEOLOGICAL SURVEY

In terms of heritage resources, the landscape around East London is primarily well known for the occurrence of Herder sites and shell middens, Later Iron Age sites and known Colonial Period resources are ample, primarily clustered in the vicinity of the East London harbor. However, the Woodleigh area has seen intensive suburban development over the past century where pristine areas have been altered extensively largely sterilizing the area of heritage remains.

### - The Galway Road Culvert

Galway Road in Woodleigh traverses over a small vehicular bridge or culvert which was constructed over the Hlanza River, a small tributary of the Nahoon River. The bridge consists out of an abutment constructed out of concrete and supported by concrete and stone wing walls. An arch roadway was constructed on the abutment. This part of the bridge was lined with a corrugated iron support under the arch and the rest of the structure was constructed out of course stone. A number of stone monoliths were lined on either sides of the crossing roadway in order to create a safety barricade. A modern steel barricade has since been erected along the roadway across the bridge. In addition, a metal water pipe has been fixed along the eastern edge of the culvert.

As noted in the previous section, the Woodleigh and Nahoon areas were populated by German agricultural settlers who were given plots in this area during the second part of the 19<sup>th</sup> century. As such, suburban development occurred only later during the first part of the 20<sup>th</sup> century. An analysis of historical aerial photographs indicates the presence of what seems to be a dirt road and a crossing over the Hlanza River by at least 1934 (see Figure 5-5). However it not clear if the culvert subject to this assessment had been constructed at the time as a historical map of the area dating to 1941 does not indicate the road or the culvert (see Figure 5-4). The road, the crossing and possibly the culvert appears on later aerial images and historical maps suggesting that the structure might have been built after 1941. In any case, the structure is older than 60 years and it displays architectural features unique to the Historical Period in East London. The feature is therefore protected under the National Heritage Resource Act (NHRA 1999). Since the bridge might contribute to an understanding of the architectural development of bridges and culvert structures in the historical landscape of East London, it is rated as of medium significance and the careful documentation of the structure will be necessary prior to any alteration of the structure. In addition, a permit for the alteration of the structure will be required, subject to terms stipulated in the NHRA.



Figure 5-1: View of the Historical Period Galway Road Culvert.



Figure 5-2: View of corrugated iron support structure under the stone arch. Note partially intact stone monolith barricades along the top of the culvert edge.



Figure 5-3: View of the concrete abutment of the culvert.

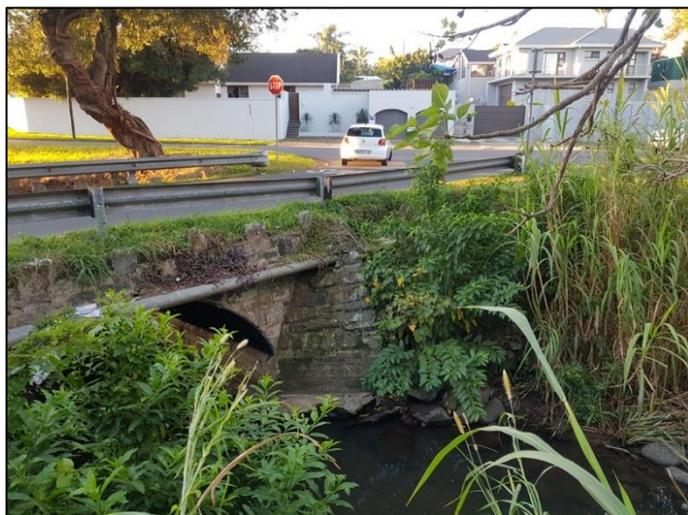
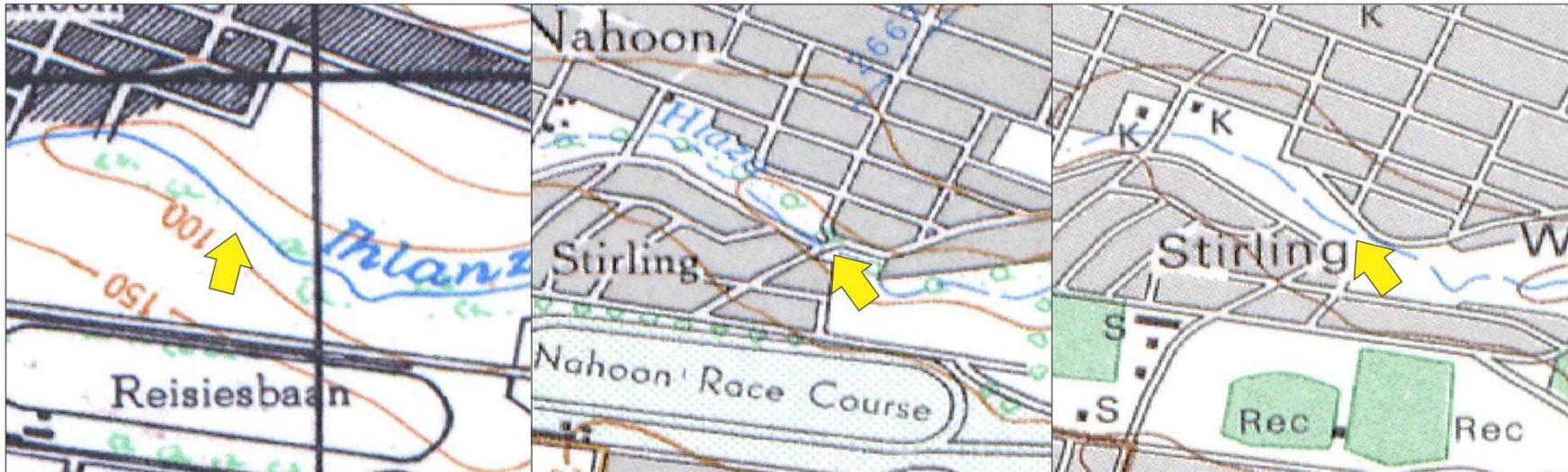


Figure 5-4: View of the Galway Road Culvert from the east. Note metal water pipe fixed to the structure.



VERKLARING	REFERENCE
Riviere, standhoudend.....	Rivers, perennial
„ nie standhoudend.....	„ non-perennial
Moorasse of Vlei.....	Marshes or Vleis
Panste, Mere.....	Pans, Lakes
Stadamme, Pyplyne (P), Vore.....	Weirs, Pipelines (P), Furrows
Damme, Kanale.....	Dams, Canals
Fonteine, Watergate of Putte.....	Fountains, Waterholes or Wells
Wind- of Motorpompe.....	Wind or Motor Pumps
Fotocentrum.....	Photo Centres
Sand en Sandheine.....	Sand and Sand Dunes
Verspoilde Grinde.....	Eroded Areas
Hoogtegne.....	Contours
Bewerkte Lande.....	Cultivated Lands
Boorde.....	Orchards
Plantasies.....	Plantations
Windskate en Lase.....	Windbreaks and Avenues
Boseld.....	Bushveld
Woude.....	Forests

Figure 5-5: Historical topographic maps dating to 1941 (left), 1963 (center) and 1976 (right) indicating the location of the Galway Road Culvert (yellow arrow) within the historical landscape.



Figure 5-5: Historical aerial images indicating the location of the Galway Road Culvert (yellow arrow) within the historical landscape during the early 20<sup>th</sup> century.

## 6 RESULTS: STATEMENT OF SIGNIFICANCE AND IMPACT RATING

### 6.1 Potential Impacts and Significance Ratings<sup>2</sup>

The following section provides a background to the identification and assessment of possible impacts and alternatives, as well as a range of risk situations and scenarios commonly associated with heritage resources management. A guideline for the rating of impacts and recommendation of management actions for areas of heritage potential within the study area is supplied in Section 10.2 of Addendum 3.

#### 6.1.1 General assessment of impacts on resources

Generally, the value and significance of archaeological and other heritage sites might be impacted on by any activity that would result immediately or in the future in the destruction, damage, excavation, alteration, removal or collection from its original position, of any archaeological material or object (as indicated in the National Heritage Resources Act (No 25 of 1999)). Thus, the destructive impacts that are possible in terms of heritage resources would tend to be direct, once-off events occurring during the initial construction period. However, in the long run, the proximity of operations in any given area could result in secondary indirect impacts. The EIA process therefore specifies impact assessment criteria which can be utilised from the perspective of a heritage specialist study which elucidates the overall extent of impacts.

#### 6.1.2 Direct impact rating

**Direct or primary effects** on heritage resources occur at the same time and in the same space as the activity, e.g. loss of historical fabric through demolition work. **Indirect effects or secondary effects** on heritage resources occur later in time or at a different place from the causal activity, or as a result of a complex pathway, e.g. restriction of access to a heritage resource resulting in the gradual erosion of its significance, which is dependent on ritual patterns of access (refer to Section 10.3 in the Addendum for an outline of the relationship between the significance of a heritage context, the intensity of development and the significance of heritage impacts to be expected). The significances of the impacts were determined through a synthesis of the criteria below:

<b>Probability:</b> This describes the likelihood of the impact actually occurring.	
Improbable:	The possibility of the impact occurring is very low, due to the circumstances, design or experience.
Probable:	There is a probability that the impact will occur to the extent that provision must be made therefore.
Highly Probable	It is most likely that the impact will occur at some stage of the development.
Definite:	The impact will take place regardless of any prevention plans, and there can only be relied on mitigatory actions or contingency plans to contain the effect.
<b>Duration:</b> The lifetime of the impact	
Short term:	The impact will either disappear with mitigation or will be mitigated through natural processes in a time span shorter than any of the phases.
Medium term:	The impact will last up to the end of the phases, where after it will be negated.
Long term:	The impact will last for the entire operational phase of the project but will be mitigated by direct human action or by natural processes thereafter.
Permanent:	Impact that will be non-transitory. Mitigation either by man or natural processes will not occur in such a way or in such a time span that the impact can be considered transient.

<sup>2</sup> Based on: Winter, S. & Baumann, N. 2005. *Guideline for involving heritage specialists in EIA processes: Edition 1.*

<b>Scale:</b> The physical and spatial size of the impact	
Local:	The impacted area extends only as far as the activity, e.g. footprint
Site:	The impact could affect the whole, or a measurable portion of the above mentioned properties.
Regional:	The impact could affect the area including the neighbouring residential areas.
<b>Magnitude/ Severity:</b> Does the impact destroy the environment, or alter its function.	
Low:	The impact alters the affected environment in such a way that natural processes are not affected.
Medium:	The affected environment is altered, but functions and processes continue in a modified way.
High:	Function or process of the affected environment is disturbed to the extent where it temporarily or permanently ceases.
<b>Significance:</b> This is an indication of the importance of the impact in terms of both physical extent and time scale, and therefore indicates the level of mitigation required.	
Negligible:	The impact is non-existent or unsubstantial and is of no or little importance to any stakeholder and can be ignored.
Low:	The impact is limited in extent, has low to medium intensity; whatever its probability of occurrence is, the impact will not have a material effect on the decision and is likely to require management intervention with increased costs.
Moderate:	The impact is of importance to one or more stakeholders, and its intensity will be medium or high; therefore, the impact may materially affect the decision, and management intervention will be required.
High:	The impact could render development options controversial or the project unacceptable if it cannot be reduced to acceptable levels; and/or the cost of management intervention will be a significant factor in mitigation.

The following weights were assigned to each attribute:

Aspect	Description	Weight
<b>Probability</b>	Improbable	1
	Probable	2
	Highly Probable	4
	Definite	5
<b>Duration</b>	Short term	1
	Medium term	3
	Long term	4
	Permanent	5
<b>Scale</b>	Local	1
	Site	2
	Regional	3
<b>Magnitude/Severity</b>	Low	2
	Medium	6
	High	8
<b>Significance</b>	<b>Sum (Duration, Scale, Magnitude) x Probability</b>	
	Negligible	<20
	Low	<40
	Moderate	<60
	High	>60

The significance of each activity is rated without mitigation measures and with mitigation measures for both construction and operational phases of the development.

The following table summarizes impacts to the **Galway Road Culvert** of **medium** significance located within the project area.

<b>NATURE OF IMPACT:</b> Impacts could involve displacement or destruction of human remains an burials in the project area.		
	<b>Without mitigation</b>	<b>With mitigation</b>
<b>EXTENT</b>	Local	Local
<b>DURATION</b>	Permanent	Permanent
<b>MAGINITUDE</b>	Major	Minor
<b>PROBABILITY</b>	Probable	Negligible
<b>SIGNIFICANCE</b>	Medium	Low
<b>STATUS</b>	Negative	Neutral
<b>REVERSIBILITY</b>	Non-reversible	Non-reversible
<b>IRREPLACEABLE LOSS OF RESOURCES?</b>	Yes	No
<b>CAN IMPACTS BE MITIGATED?</b>	N.A	
<b>MITIGATION:</b> Site documentation, alteration / destruction permitting.		
<b>CUMULATIVE IMPACTS:</b> No cumulative impact is anticipated.		
<b>RESIDUAL IMPACTS:</b> n/a		

## 6.2 Evaluation Impacts

### 6.2.1 Discussion: Evaluation of Results and Impacts

Previous studies conducted in the greater East London region suggest a rich and diverse archaeological landscape but the surroundings of the proposed for the Galway Road Culvert Upgrade Development Project have been transformed by urbanization. Cognisance should nonetheless be taken of previously undetected archaeological material that might be present in sub-surface deposits.

#### - Built Environment

The Galway Road Culvert dates to the Historical Period and the feature might inform on urban and architectural developments in the general landscape which implies that the structure bears significance in terms of the built environment. Impact on the feature is anticipated but the impact van be mitigated.

## 6.3 Management actions

Recommendations for relevant heritage resource management actions are vital to the conservation of heritage resources. A general guideline for recommended management actions is included in Section 10.4 of Addendum 3.

**OBJECTIVE:** ensure conservation of heritage resources of significance, prevent unnecessary disturbance and/or destruction of previously undetected heritage receptors.

- For the **Galway Road Culvert** the following are required in terms of heritage management and mitigation:

<b>PROJECT COMPONENT/S</b>	All phases of construction and operation.		
<b>POTENTIAL IMPACT</b>	Damage/destruction of sites.		
<b>ACTIVITY RISK/SOURCE</b>	Digging foundations and trenches into sensitive deposits that are not visible at the surface.		
<b>MITIGATION: TARGET/OBJECTIVE</b>	To locate previously undetected heritage remains / graves as soon as possible after disturbance so as to maximize the chances of successful rescue/mitigation work.		
<b>MITIGATION: ACTION/CONTROL</b>	<b>RESPONSIBILITY</b>	<b>TIMEFRAME</b>	
<b>Fixed Mitigation Procedure (required)</b>			
<p><b>Site Monitoring:</b> Regular examination of trenches and excavations.</p> <p><b>Site Documentation:</b> Documentation of the structure in collaboration with cultural historian/architect prior to alteration.</p> <p><b>Alteration Permitting:</b> The site is older than 60 years and generally protected under the NHRA. Application for an alteration permit should be made with relevant heritage authorities (SAHRA, SAHRA Built Environment) prior to the alteration of the site. Application for the permit should include public participation processes as stipulated by SAHRA Built Environment.</p>	ECO HERITAGE PRACTITIONER	Monitor as frequently as practically possible.	
<b>PERFORMANCE INDICATOR</b>	Archaeological sites are discovered and mitigated with the minimum amount of unnecessary disturbance.		
<b>MONITORING</b>	Successful location of sites by person/s monitoring.		

## 7 RECOMMENDATIONS

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The proposed Galway Road Culvert Upgrade Project area is situated in environments that have been transformed and degraded as a result of urbanization and it might be assumed that these areas have largely been sterilized of heritage remains, especially those dating to prehistorical times. However, the road culvert is of historical importance and the following general recommendations are made based on general observations in the proposed project area:

- The Galway Road Culvert is of historical importance and the structure might contribute to an understanding of the urban and architectural development of bridge and culvert structures as well as urban expansion in the historical landscape of East London. The structure will be altered during the upgrade of Galway Road and the careful documentation of the structure by a suitably qualified cultural historian/architect will be necessary prior to the development. Legislation also requires that an alteration permit be obtained from the relevant heritage resources authority (SAHRA, SAHRA Built Environment Unit) prior to the alteration of the structure. Application for the permit should include public participation processes as stipulated by SAHRA Built Environment.
- A general watching brief monitoring process is recommended whereby an informed ECO inspects the construction sites on a regular basis in order to monitor possible impacts on heritage resources. Should any subsurface archaeological or historical material or heritage resources be exposed during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately.

## 8 GENERAL COMMENTS AND CONDITIONS

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This AIA report serves to confirm the extent and significance of the heritage landscape of the proposed Galway Road Culvert Upgrade Project area. The larger heritage horizon encompasses rich and diverse archaeological landscapes and cognisance should be taken of heritage resources and archaeological material that might be present in surface and sub-surface deposits. If, during construction, any possible archaeological material culture discoveries are made, the operations must be stopped and a qualified archaeologist be contacted for an assessment of the find.

If such sites were to be encountered or impacted by any proposed developments, recommendations contained in this report, as well as endorsement of mitigation measures as set out by AMAFA, SAHRA, the National Resources Act and the CRM section of ASAPA will be required.

It must be emphasised that the conclusions and recommendations expressed in this archaeological heritage sensitivity investigation are based on the visibility of archaeological sites/features and may not therefore, represent the area's complete archaeological legacy. Many sites/features may be covered by soil and vegetation and might only be located during sub-surface investigations. If subsurface archaeological deposits, artefacts or skeletal material were to be recovered in the area during construction activities, all activities should be suspended and the archaeological specialist should be notified immediately (**cf. NHRA (Act No. 25 of 1999)**, Section 36 (6)). It must also be clear that Archaeological Specialist Reports will be assessed by the relevant heritage resources authority (SAHRA).

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## 10 ADDENDUM 1: HERITAGE LEGISLATION BACKGROUND

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### 10.1 CRM: Legislation, Conservation and Heritage Management

The broad generic term Cultural Heritage Resources refers to any physical and spiritual property associated with past and present human use or occupation of the environment, cultural activities and history. The term includes sites, structures, places, natural features and material of palaeontological, archaeological, historical, aesthetic, scientific, architectural, religious, symbolic or traditional importance to specific individuals or groups, traditional systems of cultural practice, belief or social interaction.

#### 10.1.1 Legislation regarding archaeology and heritage sites

The South African Heritage Resources Agency (SAHRA) and their provincial offices aim to conserve and control the management, research, alteration and destruction of cultural resources of South Africa. It is therefore vitally important to adhere to heritage resource legislation at all times.

##### d. National Heritage Resources Act No 25 of 1999, section 35

According to the National Heritage Resources Act of 1999 a historical site is any identifiable building or part thereof, marker, milestone, gravestone, landmark or tell older than 60 years. This clause is commonly known as the "60-years clause". Buildings are amongst the most enduring features of human occupation, and this definition therefore includes all buildings older than 60 years, modern architecture as well as ruins, fortifications and Iron Age settlements. "Tell" refers to the evidence of human existence which is no longer above ground level, such as building foundations and buried remains of settlements (including artefacts).

The Act identifies heritage objects as:

- objects recovered from the soil or waters of South Africa including archaeological and palaeontological objects, meteorites and rare geological specimens
- visual art objects
- military objects
- numismatic objects
- objects of cultural and historical significance
- objects to which oral traditions are attached and which are associated with living heritage
- objects of scientific or technological interest
- any other prescribed category

With regards to activities and work on archaeological and heritage sites this Act states that:

*"No person may alter or demolish any structure or part of a structure which is older than 60 years without a permit by the relevant provincial heritage resources authority."* (34. [1] 1999:58)

and

*"No person may, without a permit issued by the responsible heritage resources authority-*

- (d) *destroy, damage, excavate, alter, deface or otherwise disturb any archaeological or palaeontological site or any meteorite;*
- (e) *destroy, damage, excavate, remove from its original position, collect or own any archaeological or palaeontological material or object or any meteorite;*

- (f) *trade in, sell for private gain, export or attempt to export from the Republic any category of archaeological or palaeontological material or object, or any meteorite; or*
- (g) *bring onto or use at an archaeological or palaeontological site any excavation equipment or any equipment which assist in the detection or recovery of metals or archaeological and palaeontological material or objects, or use such equipment for the recovery of meteorites. (35. [4] 1999:58)."*

and

*"No person may, without a permit issued by SAHRA or a provincial heritage resources agency-*

- (h) *destroy, damage, alter, exhume or remove from its original position or otherwise disturb the grave of a victim of conflict, or any burial ground or part thereof which contains such graves;*
- (i) *destroy, damage, alter, exhume, remove from its original position or otherwise disturb any grave or burial ground older than 60 years which is situated outside a formal cemetery administered by a local authority;*
- (j) *bring onto or use at a burial ground or grave referred to in paragraph (a) or (b) and excavation equipment, or any equipment which assists in the detection or recovery of metals (36. [3] 1999:60)."*

#### **e. Human Tissue Act of 1983 and Ordinance on the Removal of Graves and Dead Bodies of 1925**

Graves 60 years or older are heritage resources and fall under the jurisdiction of both the National Heritage Resources Act and the Human Tissues Act of 1983. However, graves younger than 60 years are specifically protected by the Human Tissues Act (Act 65 of 1983) and the Ordinance on the Removal of Graves and Dead Bodies (Ordinance 7 of 1925) as well as any local and regional provisions, laws and by-laws. Such burial places also fall under the jurisdiction of the National Department of Health and the Provincial Health Departments. Approval for the exhumation and re-burial must be obtained from the relevant Provincial MEC as well as the relevant Local Authorities.

#### **10.1.2 Background to HIA and AIA Studies**

South Africa's unique and non-renewable archaeological and palaeontological heritage sites are 'generally' protected in terms of the National Heritage Resources Act (Act No 25 of 1999, section 35) and may not be disturbed at all without a permit from the relevant heritage resources authority. Heritage sites are frequently threatened by development projects and both the environmental and heritage legislation require impact assessments (HIAs & AIAs) that identify all heritage resources in areas to be developed. Particularly, these assessments are required to make recommendations for protection or mitigation of the impact of the sites. HIAs and AIAs should be done by qualified professionals with adequate knowledge to (a) identify all heritage resources including archaeological and palaeontological sites that might occur in areas of developed and (b) make recommendations for protection or mitigation of the impact on the sites.

The National Heritage Resources Act (Act No. 25 of 1999, section 38) provides guidelines for Cultural Resources Management and prospective developments:

*"38. (1) Subject to the provisions of subsections (7), (8) and (9), any person who intends to undertake a*

development categorised as:

- (a) the construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier exceeding 300m in length;
- (b) the construction of a bridge or similar structure exceeding 50m in length;
- (c) any development or other activity which will change the character of a site:
  - (i) exceeding 5 000 m<sup>2</sup> in extent; or
  - (ii) involving three or more existing erven or subdivisions thereof; or
  - (iii) involving three or more erven or divisions thereof which have been consolidated within the past five years; or
  - (iv) the costs of which will exceed a sum set in terms of regulations by SAHRA or a provincial heritage resources authority;
- (d) the re-zoning of a site exceeding 10 000 m<sup>2</sup> in extent; or
- (e) any other category of development provided for in regulations by SAHRA or a provincial heritage resources authority,

must at the very earliest stages of initiating such a development, notify the responsible heritage resources authority and furnish it with details regarding the location, nature and extent of the proposed development.”

And:

“The responsible heritage resources authority must specify the information to be provided in a report required in terms of subsection (2)(a): Provided that the following must be included:

- (k) The identification and mapping of all heritage resources in the area affected;
- (l) an assessment of the significance of such resources in terms of the heritage assessment criteria set out in section 6(2) or prescribed under section 7;
- (m) an assessment of the impact of the development on such heritage resources;
- (n) an evaluation of the impact of the development on heritage resources relative to the sustainable social and economic benefits to be derived from the development;
- (o) the results of consultation with communities affected by the proposed development and other interested parties regarding the impact of the development on heritage resources;
- (p) if heritage resources will be adversely affected by the proposed development, the consideration of alternatives; and
- (q) plans for mitigation of any adverse effects during and after the completion of the proposed development (38. [3] 1999:64).”

Consequently, section 35 of the Act requires Heritage Impact Assessments (HIAs) or Archaeological Impact Assessments (AIAs) to be done for such developments in order for all heritage resources, that is, all places or objects of aesthetics, architectural, historic, scientific, social, spiritual, linguistic or technological value or significance to be protected. Thus any assessment should make provision for the protection of all these heritage components, including archaeology, shipwrecks, battlefields, graves, and structures older than 60

years, living heritage, historical settlements, landscapes, geological sites, palaeontological sites and objects. Heritage resources management and conservation.

## 10.2 Assessing the Significance of Heritage Resources

Archaeological sites, as previously defined in the National Heritage Resources Act (Act 25 of 1999) are places in the landscape where people have lived in the past – generally more than 60 years ago – and have left traces of their presence behind. In South Africa, archaeological sites include hominid fossil sites, places where people of the Earlier, Middle and Later Stone Age lived in open sites, river gravels, rock shelters and caves, Iron Age sites, graves, and a variety of historical sites and structures in rural areas, towns and cities. Palaeontological sites are those with fossil remains of plants and animals where people were not involved in the accumulation of the deposits. The basic principle of cultural heritage conservation is that archaeological and other heritage sites are valuable, scarce and *non-renewable*. Many such sites are unfortunately lost on a daily basis through development for housing, roads and infrastructure and once archaeological sites are damaged, they cannot be re-created as site integrity and authenticity is permanently lost. Archaeological sites have the potential to contribute to our understanding of the history of the region and of our country and continent. By preserving links with our past, we may not be able to revive lost cultural traditions, but it enables us to appreciate the role they have played in the history of our country.

### - Categories of significance

Rating the significance of archaeological sites, and consequently grading the potential impact on the resources is linked to the significance of the site itself. The significance of an archaeological site is based on the amount of deposit, the integrity of the context, the kind of deposit and the potential to help answer present research questions. Historical structures are defined by Section 34 of the National Heritage Resources Act, 1999, while other historical and cultural significant sites, places and features, are generally determined by community preferences. The guidelines as provided by the NHRA (Act No. 25 of 1999) in Section 3, with special reference to subsection 3 are used when determining the cultural significance or other special value of archaeological or historical sites. In addition, ICOMOS (the Australian Committee of the International Council on Monuments and Sites) highlights four cultural attributes, which are valuable to any given culture:

#### - *Aesthetic value:*

Aesthetic value includes aspects of sensory perception for which criteria can and should be stated. Such criteria include consideration of the form, scale, colour, texture and material of the fabric, the general atmosphere associated with the place and its uses and also the aesthetic values commonly assessed in the analysis of landscapes and townscape.

#### - *Historic value:*

Historic value encompasses the history of aesthetics, science and society and therefore to a large extent underlies all of the attributes discussed here. Usually a place has historical value because of some kind of influence by an event, person, phase or activity.

#### - *Scientific value:*

The scientific or research value of a place will depend upon the importance of the data involved, on its rarity, quality and on the degree to which the place may contribute further substantial information.

#### - *Social value:*

Social value includes the qualities for which a place has become a focus of spiritual, political, national or other cultural sentiment to a certain group.

It is important for heritage specialist input in the EIA process to take into account the heritage management structure set up by the NHR Act. It makes provision for a 3-tier system of management including the South Africa Heritage Resources Agency (SAHRA) at a national level, Provincial Heritage Resources Authorities (PHRAs) at a provincial and the local authority. The Act makes provision for two types or forms of protection of heritage resources; i.e. formally protected and generally protected sites:

**Formally protected sites:**

- Grade 1 or national heritage sites, which are managed by SAHRA
- Grade 2 or provincial heritage sites, which are managed by the provincial HRA (MP-PHRA).
- Grade 3 or local heritage sites.

**Generally protected sites:**

- Human burials older than 60 years.
- Archaeological and palaeontological sites.
- Shipwrecks and associated remains older than 60 years.
- Structures older than 60 years.

With reference to the evaluation of sites, the certainty of prediction is definite, unless stated otherwise and if the significance of the site is rated high, the significance of the impact will also result in a high rating. The same rule applies if the significance rating of the site is low. The significance of archaeological sites is generally ranked into the following categories.

Significance	Rating Action
No significance: sites that do not require mitigation.	None
Low significance: sites, which may require mitigation.	2a. Recording and documentation (Phase 1) of site; no further action required 2b. Controlled sampling (shovel test pits, auguring), mapping and documentation (Phase 2 investigation); permit required for sampling and destruction
Medium significance: sites, which require mitigation.	3. Excavation of representative sample, C14 dating, mapping and documentation (Phase 2 investigation); permit required for sampling and destruction [including 2a & 2b]
High significance: sites, where disturbance should be avoided.	4a. Nomination for listing on Heritage Register (National, Provincial or Local) (Phase 2 & 3 investigation); site management plan; permit required if utilised for education or tourism
High significance: Graves and burial places	4b. Locate demonstrable descendants through social consulting; obtain permits from applicable legislation, ordinances and regional by-laws; exhumation and reinterment [including 2a, 2b & 3]

Furthermore, the significance of archaeological sites was based on six main criteria:

- Site integrity (i.e. primary vs. secondary context),
- Amount of deposit, range of features (e.g., stonewalling, stone tools and enclosures),
- Density of scatter (dispersed scatter),
- Social value,
- Uniqueness, and
- Potential to answer current and future research questions.

**A fundamental aspect in assessing the significance and protection status of a heritage resource is often**

**whether or not the sustainable social and economic benefits of a proposed development outweigh the conservation issues at stake. When, for whatever reason the protection of a heritage site is not deemed necessary or practical, its research potential must be assessed and mitigated in order to gain data / information, which would otherwise be lost.**

**11 ADDENDUM 2: CONVENTIONS USED TO ASSESS THE SIGNIFICANCE OF HERITAGE**

**11.1 Site Significance Matrix**

According to the NHRA, Section 2(vi) the **significance** of heritage sites and artefacts is determined by its aesthetic, architectural, historical, scientific, social, spiritual, linguistic or technical value in relation to the uniqueness, condition of preservation and research potential. It must be kept in mind that the various aspects are not mutually exclusive, and that the evaluation of any site is done with reference to any number of these. The following matrix is used for assessing the significance of each identified site/feature.

2. SITE EVALUATION			
2.1 Heritage Value (NHRA, section 2 [3])	High	Medium	Low
It has importance to the community or pattern of South Africa's history or pre-colonial history.			
It possesses unique, uncommon, rare or endangered aspects of South Africa's natural or cultural heritage.			
It has potential to yield information that will contribute to an understanding of South Africa's natural and cultural heritage.			
It is of importance in demonstrating the principle characteristics of a particular class of South Africa's natural or cultural places or objects.			
It has importance in exhibiting particular aesthetic characteristics valued by a particular community or cultural group.			
It has importance in demonstrating a high degree of creative or technical achievement at a particular period.			
It has marked or special association with a particular community or cultural group for social, cultural or spiritual reasons (sense of place).			
It has strong or special association with the life or work of a person, group or organisation of importance in the history of South Africa.			
It has significance through contributing towards the promotion of a local sociocultural identity and can be developed as a tourist destination.			
It has significance relating to the history of slavery in South Africa.			
It has importance to the wider understanding of temporal changes within cultural landscapes, settlement patterns and human occupation.			
2.2 Field Register Rating			
National/Grade 1 [should be registered, retained]			
Provincial/Grade 2 [should be registered, retained]			
Local/Grade 3A [should be registered, mitigation not advised]			
Local/Grade 3B [High significance; mitigation, partly retained]			
Generally Protected A [High/Medium significance, mitigation]			
Generally protected B [Medium significance, to be recorded]			
Generally Protected C [Low significance, no further action]			
2.3 Sphere of Significance	High	Medium	Low
International			
National			
Provincial			
Local			
Specific community			

## 11.2 Impact Assessment Criteria

The following table provides a guideline for the rating of impacts and recommendation of management actions for sites of heritage potential.

### Significance of the heritage resource

This is a statement of the nature and degree of significance of the heritage resource being affected by the activity. From a heritage management perspective, it is useful to distinguish between whether the significance is embedded in the physical fabric or in associations with events or persons or in the experience of a place; i.e. its visual and non-visual qualities. This statement is a primary informant to the nature and degree of significance of an impact and thus needs to be thoroughly considered. Consideration needs to be given to the significance of a heritage resource at different scales (i.e. site-specific, local, regional, national or international) and the relationship between the heritage resource, its setting and its associations.

### Nature of the impact

This is an assessment of the nature of the impact of the activity on a heritage resource, with some indication of its positive and/or negative effect/s. It is strongly informed by the statement of resource significance. In other words, the nature of the impact may be historical, aesthetic, social, scientific, linguistic or architectural, intrinsic, associational or contextual (visual or non-visual). In many cases, the nature of the impact will include more than one value.

### Extent

Here it should be indicated whether the impact will be experienced:

- On a site scale, i.e. extend only as far as the activity;
- Within the immediate context of a heritage resource;
- On a local scale, e.g. town or suburb
- On a metropolitan or regional scale; or
- On a national/international scale.

### Duration

Here it should be indicated whether the lifespan of the impact will be:

- Short term, (needs to be defined in context)
- Medium term, (needs to be defined in context)
- Long term where the impact will persist indefinitely, possibly beyond the operational life of the activity, either because of natural processes or by human intervention; or
- Permanent where mitigation either by natural process or by human intervention will not occur in such a way or in such a time span that the impact can be considered transient.

Of relevance to the duration of an impact are the following considerations:

- Reversibility of the impact; and
- Renewability of the heritage resource.

### Intensity

Here it should be established whether the impact should be indicated as:

- Low, where the impact affects the resource in such a way that its heritage value is not affected;
- Medium, where the affected resource is altered but its heritage value continues to exist albeit in a modified way; and
- High, where heritage value is altered to the extent that it will temporarily or permanently be damaged or destroyed.

### Probability

This should describe the likelihood of the impact actually occurring indicated as:

- Improbable, where the possibility of the impact to materialize is very low either because of design or historic experience;
- Probable, where there is a distinct possibility that the impact will occur;
- Highly probable, where it is most likely that the impact will occur; or
- Definite, where the impact will definitely occur regardless of any mitigation measures

### Confidence

This should relate to the level of confidence that the specialist has in establishing the nature and degree of impacts. It relates to the level and reliability of information, the nature and degree of consultation with I&AP's and the dynamic of the broader socio-political context.

- High, where the information is comprehensive and accurate, where there has been a high degree of consultation and the socio-political context is relatively stable.
- Medium, where the information is sufficient but is based mainly on secondary sources, where there has been a limited targeted consultation and socio-political context is fluid.
- Low, where the information is poor, a high degree of contestation is evident and there is a state of socio-political flux.

**Impact Significance**

The significance of impacts can be determined through a synthesis of the aspects produced in terms of the nature and degree of heritage significance and the nature, duration, intensity, extent, probability and confidence of impacts and can be described as:

- Low; where it would have a negligible effect on heritage and on the decision
- Medium, where it would have a moderate effect on heritage and should influence the decision.
- High, where it would have, or there would be a high risk of, a big effect on heritage. Impacts of high significance should have a major influence on the decision;
- Very high, where it would have, or there would be high risk of, an irreversible and possibly irreplaceable negative impact on heritage. Impacts of very high significance should be a central factor in decision-making.

**11.3 Direct Impact Assessment Criteria**

The following table provides an outline of the relationship between the significance of a heritage context, the intensity of development and the significance of heritage impacts to be expected

HERITAGE CONTEXT	TYPE OF DEVELOPMENT			
	CATEGORY A	CATEGORY B	CATEGORY C	CATEGORY D
<b>CONTEXT 1</b> High heritage Value	Moderate heritage impact expected	High heritage impact expected	Very high heritage impact expected	Very high heritage impact expected
<b>CONTEXT 2</b> Medium to high heritage value	Minimal heritage impact expected	Moderate heritage impact expected	High heritage impact expected	Very high heritage impact expected
<b>CONTEXT 3</b> Medium to low heritage value	Little or no heritage impact expected	Minimal heritage impact expected	Moderate heritage impact expected	High heritage impact expected
<b>CONTEXT 4</b> Low to no heritage value	Little or no heritage impact expected	Little or no heritage impact expected	Minimal heritage value expected	Moderate heritage impact expected
<b>NOTE: A DEFAULT "LITTLE OR NO HERITAGE IMPACT EXPECTED" VALUE APPLIES WHERE A HERITAGE RESOURCE OCCURS OUTSIDE THE IMPACT ZONE OF THE DEVELOPMENT.</b>				
HERITAGE CONTEXTS		CATEGORIES OF DEVELOPMENT		
<p><b>Context 1:</b> Of high intrinsic, associational and contextual heritage value within a national, provincial and local context, i.e. formally declared or potential Grade 1, 2 or 3A heritage resources</p> <p><b>Context 2:</b> Of moderate to high intrinsic, associational and contextual value within a local context, i.e. potential Grade 3B heritage resources.</p> <p><b>Context 3:</b></p>		<p><b>Category A: Minimal intensity development</b></p> <ul style="list-style-type: none"> <li>- No rezoning involved; within existing use rights.</li> <li>- No subdivision involved.</li> <li>- Upgrading of existing infrastructure within existing envelopes</li> <li>- Minor internal changes to existing structures</li> <li>- New building footprints limited to less than 1000m<sup>2</sup>.</li> </ul> <p><b>Category B: Low-key intensity development</b></p> <ul style="list-style-type: none"> <li>- Spot rezoning with no change to overall zoning of a site.</li> <li>- Linear development less than 100m</li> </ul>		

<p>Of medium to low intrinsic, associational or contextual heritage value within a national, provincial and local context, i.e. potential Grade 3C heritage resources</p> <p><b>Context 4:</b> Of little or no intrinsic, associational or contextual heritage value due to disturbed, degraded conditions or extent of irreversible damage.</p>	<ul style="list-style-type: none"> <li>- Building footprints between 1000m2-2000m2</li> <li>- Minor changes to external envelop of existing structures (less than 25%)</li> <li>- Minor changes in relation to bulk and height of immediately adjacent structures (less than 25%).</li> </ul> <p><b>Category C: Moderate intensity development</b></p> <ul style="list-style-type: none"> <li>- Rezoning of a site between 5000m2-10 000m2.</li> <li>- Linear development between 100m and 300m.</li> <li>- Building footprints between 2000m2 and 5000m2</li> <li>- Substantial changes to external envelop of existing structures (more than 50%)</li> <li>- Substantial increase in bulk and height in relation to immediately adjacent buildings (more than 50%)</li> </ul> <p><b>Category D: High intensity development</b></p> <ul style="list-style-type: none"> <li>- Rezoning of a site in excess of 10 000m2</li> <li>- Linear development in excess of 300m.</li> <li>- Any development changing the character of a site exceeding 5000m2 or involving the subdivision of a site into three or more erven.</li> <li>- Substantial increase in bulk and height in relation to immediately adjacent buildings (more than 100%)</li> </ul>
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### 11.4 Management and Mitigation Actions

The following table provides a guideline of relevant heritage resources management actions is vital to the conservation of heritage resources.

<p><b>No further action / Monitoring</b></p> <p>Where no heritage resources have been documented, heritage resources occur well outside the impact zone of any development or the primary context of the surroundings at a development footprint has been largely destroyed or altered, no further immediate action is required. Site monitoring during development, by an ECO or the heritage specialist are often added to this recommendation in order to ensure that no undetected heritage\ remains are destroyed.</p> <p><b>Avoidance</b></p> <p>This is appropriate where any type of development occurs within a formally protected or significant or sensitive heritage context and is likely to have a high negative impact. Mitigation is not acceptable or not possible. This measure often includes the change / alteration of development planning and therefore impact zones in order not to impact on resources.</p> <p><b>Mitigation</b></p> <p>This is appropriate where development occurs in a context of heritage significance and where the impact is such that it can be mitigated to a degree of medium to low significance, e.g. the high to medium impact of a development on an archaeological site could be mitigated through sampling/excavation of the remains. Not all negative impacts can be mitigated.</p> <p><b>Compensation</b></p> <p>Compensation is generally not an appropriate heritage management action. The main function of management actions should be to conserve the resource for the benefit of future generations. Once lost it cannot be renewed. The circumstances around the potential public or heritage benefits would need to be exceptional to warrant this type of action, especially in the case of where the impact was high.</p> <p><b>Rehabilitation</b></p> <p>Rehabilitation is considered in heritage management terms as a intervention typically involving the adding of a new heritage layer to enable a new sustainable use. It is not appropriate when the process necessitates the removal of previous historical layers, i.e. restoration of a building or place to the previous state/period. It is an appropriate heritage management action in the following cases:</p> <ul style="list-style-type: none"> <li>- The heritage resource is degraded or in the process of degradation and would benefit from rehabilitation.</li> <li>- Where rehabilitation implies appropriate conservation interventions, i.e. adaptive reuse, repair and maintenance, consolidation and minimal loss of historical fabric.</li> <li>- Where the rehabilitation process will not result in a negative impact on the intrinsic value of the resource.</li> </ul> <p><b>Enhancement</b></p>
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