

Heritage Western Cape

Notification of Intent to Develop

Section 38 of the National Heritage Resources Act (Act No. 25, 1999)

Section 38 of the National Heritage Resources Act requires that any person who intends to undertake certain categories of development in the Western Cape (see Part 1) must notify Heritage Western Cape at the very earliest stage of initiating such a development and must furnish details of the location, nature and extent of the proposed development.

This form is designed to assist the developer to provide the necessary information to enable Heritage Western Cape to decide whether a Heritage Impact Assessment (HIA) will be required, and to establish the appropriate scope of and range of skills required for the HIA.

Note: This form must be completed when the proposed development does not fulfil the criteria for Environmental Impact Assessment as set out in the EIA regulations.

Its completion is recommended as part of the EIA process to assist in establishing the requirements of Heritage Western Cape with respect to the heritage component of the EIA.

1. It is recommended that the form be completed by a professional familiar with heritage conservation issues.
2. The completion of Section 7 by heritage specialists is not mandatory, but is recommended in order to expedite decision-making at notification stage. If Section 7 is completed:
 - Section 7.1 must be completed by a professional heritage practitioner with skills and experience appropriate to the nature of the property and the development proposals.
 - Section 7.2 must be completed by a professional archaeologist or palaeontologist.
 - Each page of the form must be signed by the heritage practitioner and archaeologist/palaeontologist.
3. Additional information may be provided on separate sheets.
4. This form is available in electronic format so that it can be completed on computer.

OFFICIAL USE	
Date received:	Response date:

PART 1: BASE INFORMATION

1.1 PROPERTY	
Name of property	IRON ORE HANDLING FACILITY – PORT OF SALDANHA
Street address or location (e.g. off R44)	IRON ORE HANDLING FACILITY – PORT OF SALDANHA – SITUATED BETWEEN LANGEBAAN AND BLOUWATERBAAI
Erf or farm number/s	Site Options 1,2 & 3 - 1185 and 196
Town or District	SALDANHA BAY
Responsible Local Authority	SALDANHA BAY
Magisterial District	VREDENBERG AND HOPEFIELD
Current use	VACANT LAND (BEACH), DISUSED RECLAMATION DAM , IRON ORE AND GENERAL PURPOSE CARGO HANDLING QUAY UNUTILISED AREA, AND AREA AT CORNER OF BEACH AND QUAY USED AS A TEMPORARY GRAVEL AND CONSTRUCTION RUBBLE DUMP.
Current zoning	PORT RELATED ACTIVITIES
Predominant land use of surrounding properties	INDUSTRIAL, AGRICULTURAL, BEACH, RESORTS AND RESIDENTIAL AT LANGEBAAN AND SALDANHA BAY
Extent of the property	ONE OF THREE SMALL ALTERNATIVE SITES OF ~ 1500 SQM AS WELL AS ACCESS ROAD, RESERVOIR (S) AND PIPELINES

1.2 CATEGORY OF DEVELOPMENT (S. 38 (1))	X	<i>Brief description of the nature and extent of the proposed development or activity (See also Part 3.1)</i>
1. Construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier over 300m in length	X	TRANSNET IS APPLYING TO THE DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM (DEAT) FOR THE CONSTRUCTION OF A REVERSE OSMOSIS PLANT FOR DE-SALINATION OF SEA WATER. THE WATER IS TO BE USED FOR DUST SUPPRESSION DURING THE HANDLING OF IRON ORE WHICH GENERATES IRON ORE DUST THAT HAS ENVIRONMENTAL CONSEQUENCES. THREE ALTERNATIVE SITES HAVE BEEN IDENTIFIED FOR THE RO PLANT – ONE OF THESE WILL BE SELECTED DEPENDING
2. Construction of a bridge or similar structure exceeding 50 m in length		
3. Any development or activity that will change the character of a site–		
a) exceeding 5 000 m ² in extent		
b) involving three or more erven or subdivisions thereof		
c) involving three or more erven or divisions thereof which have been consolidated within the past five years		
4. Rezoning of a site exceeding 10 000 m ²		

<p>5. Other (state)</p> <p>Involves possible linear development for access road and pipelines.</p>	<p>X</p>	<p>ON THE OUTCOME OF A BASIC (ENVIRONMENTAL) ASSESSMENT PROCESS (SEE ATTACHED FIGURE FOR PROPOSED SITE ALTERNATIVES).</p> <p><i>Alternative 1:</i> Located to the east of the Iron Ore Handling Facility. The RO plant would be situated in the vicinity of the coastal dunes at the existing reclamation dam with the brine discharge wells and seawater supply wells located on the beach to the east of the existing reclamation dam stone revetment. The options for supply and outlet pipes that are being investigated are indicated below:</p> <p>a) Beach well intake and pipeline outfall (Big Bay) b) Pipeline intake and pipeline outfall (Big Bay) c) Beach well intake and beach well discharge (Big Bay)</p> <p><i>Alternative 2:</i> Located north and northwest of the Iron Ore Handling Facility. The RO plant would be established in an area currently containing stockpiles of gravel and construction rubble. The following options are being investigated for supply and outlet infrastructure:</p> <p>a) Beach well intake and pipeline outfall (Small Bay) b) Pipeline intake and pipeline outfall (Small Bay)</p> <p><i>Alternative 3:</i> Located on the southern section of the Quay of the Iron Ore Handling Facility. The RO plant would be positioned on an area adjacent to the Multipurpose Terminal. The following options are being investigated:</p> <p>a) Pipeline intake (Small Bay) and pipeline outfall (Small Bay) b) Pipeline intake (Small Bay) and pipeline discharge (Big Bay) c) Borehole intake on quay (Stockpiles) and pipeline discharge (caisson 3, Big Bay) d) Borehole intake on quay (Multipurpose Terminal) and pipeline discharge (caisson 3, Big Bay)</p> <p><i>RO Plant building and associated infrastructure</i> A potable water storage reservoir (s) up to 5ML capacity, A 200kl potable water buffer, A 200kl sea water buffer tank, pipelines, RO containment building with room for three RO modules, an electrical sub station, a motor control room, a pump house, a store room, office and ablution facilities and space for parking area, Interconnecting infrastructure including electrical and communication wiring, A service road connecting the RO building to the nearest road infrastructure.</p>
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1.3 INITIATION STAGE OF PROPOSED DEVELOPMENT		
Exploratory (e.g. viability study)		<i>Notes:</i>
Conceptual	<p>X</p>	

Outline proposals		SITE SELECTION PROCESS AS PART OF EIA IN PROGRESS.
Draft / Sketch plans	X	
Other (state)		

PART 2: HERITAGE ISSUES

2.1 CONTEXT		
	<i>(check box of all relevant categories)</i>	<i>Brief description/explanation</i>
X	Urban environmental context	AREA IS IN A STATE OF TRANSITION FROM RURAL AND NATURAL CONTEXT TO RELATIVELY RECENT HEAVY INDUSTRIAL CONTEXT
X	Rural environmental context	
X	Natural environmental context	
Formal protection (NHRA)		
	Is the property part of a protected area (S. 28)?	NO
	Is the property part of a heritage area (S. 31)?	NO
Other		
X	Is the property near to or visible from any protected heritage sites?	YES – AREAS VISIBLE FROM WEST COAST NATIONAL PARK, HOWEVER ACTUAL RO PLANT IS TOO SMALL TO CREATE VISUAL IMPACT FROM PARK AS IT WILL BE INDISTINGUISHABLE FROM EXISTING INDUSTRIAL STRUCTURES.
	Is the property part of a conservation area or special area in terms of the Zoning Scheme?	NO
	Does the site form part of an historical settlement or townscape?	NO
	Does the site form part of a rural cultural landscape?	NO.
	Does the site form part of a natural landscape of cultural significance?	YES – SITE LIES WITHIN SALDANHA BAY LANGEBAAN EASTUARINE LANDSCAPE.
	Is the site within or adjacent to a scenic route?	NO
	Is the property within or adjacent to any other area which has special environmental or heritage protection?	YES, CLOSE TO WEST COAST NATIONAL PARK AND RAMSAR SITE.
	Do the general context or any adjoining properties have cultural significance ¹ ?	NO.

2.2 PROPERTY FEATURES AND CHARACTERISTICS		
X	<i>(check box if YES)</i>	<i>Brief description</i>
	Has the site been previously cultivated or developed?	YES – SITES ARE IN MAINLY INDUSTRIAL AREA OF THE IRON ORE HANDLING FACILITY; HOWEVER ONE OPTION (SITE 1) IS LOCATED IN A RELATIVELY UNDISTURBED BEACH AREA.
	Are there any significant landscape features on the property?	YES, DUNE SYSTEM AT SITE 1 BEING PART OF THE COASTAL DUNE SYSTEM BETWEEN CLUB MYKONOS AND THE IRON ORE HANDLING FACILITY.
	Are there any sites or features of geological significance on the property?	NO

	Does the property have any rocky outcrops on it?	NO
	Does the property have any fresh water sources (springs, streams, rivers) on or alongside it?	NO
	Does the property have any sea frontage?	YES – ALL THREE OF THE PROPOSED SITES ARE SITUATED ADJACENT TO THE COAST (ALTHOUGH IN SOME CASES ARTIFICIAL COASTLINE) FOR PRACTICAL PURPOSES. INTENSIVE PHYSICAL SURVEY OF SEABED AS WELL AS BACKGROUND RESEARCH SHOWS NO EVIDENCE OF SHIPWRECKS
	Does the property form part of a coastal dune system?	YES, SITE 1 ONLY
	Are there any marine shell heaps or scatters on the property?	NO (ARCHAEOLOGICAL SURVEY COMPLETED)
	Is the property or part thereof on land reclaimed from the sea?	SITES 2 AND 3 ARE ON RECLAIMED LAND

2.3 HERITAGE RESOURCES² ON THE PROPERTY

X	(check box if present on the property)	Name / List / Brief description
Formal protections (NHRA)		
	National heritage site (S. 27)	NO
	Provincial heritage site (S. 27)	NO
	Provisional protection (s.29)	NO
	Place listed in heritage register (S. 30)	NO
General protections (NHRA)		
	structures older than 60 years (S. 34)	NO (SURVEY COMPLETED)
	archaeological ³ site or material (S. 35)	NO (SURVEY COMPLETED)
	palaeontological ⁴ site or material (S. 35)	VERY LOW POSSIBILITY OF FOSSILIFEROUS FORMATIONS UNDER BEACH AREA NEAR SITE 1
	graves or burial grounds (S. 36)	NO
	public monuments or memorials ⁵ (S. 37)	NO
Other		
	Any heritage resource identified in a heritage survey (state author and date of survey and survey grading/s)	<ul style="list-style-type: none"> • MARINE GEOPHYSICAL SURVEY COMPLETED (MILLER, WR, RAMSAY, PJ AND MACHUTCHON, MR. 2006 MARINE GEOPHYSICAL SURVEY OF AN AREA ADJACENT TO THE IRON ORE JETTY, PORT OF SALDANHA. PROTEKON (PTY) LTD : UNPUBLISHED REPORT • NATIONAL MARITIME HERITAGE DATABASE (SAHRA) • PALAEOLOGICAL MITIGATION STUDY FOR BROADER ORE HANDLING TERMINAL IN PROGRESS BY JOHN PETHER. • HIA FOR EXPANSION OF IRON ORE HANDLING FACILITY IN PROGRESS BY TIM HART

		<ul style="list-style-type: none"> HIA OF THE PROPOSED RO PLANT AT THE IRON ORE HANDLING FACILITY IN PROGRESS BY TIM HART
	Any other heritage resources (describe)	NO

2.4 PROPERTY HISTORY AND ASSOCIATIONS

X	(check box if YES)	Brief description/explanation
	Provide a brief history of the property (e.g. when granted, previous owners and uses).	AREA HAS HAD A LONG HISTORY OF PREHISTORIC OCCUPATION AS WELL AS SEVERAL SIGNIFICANT FOSSIL FINDS. EUROPEAN SETTLEMENT CONFINED INITIALLY TO OUTPOST AT KRAALBAAI IN 16-1700s. BAY USED IN 1500's BY PORTUGUESE MARINERS AS WELL AS FRENCH AND ENGLISH. SEVERAL CONFLICTS WITH DUTCH TOOK PLACE AS WELL AS SHIP TO SHIP BATTLES WITH ENGLISH. WHALING INDUSTRY BASED AT DONKERGAT BECAME DEFUNCT IN 1930s. WW 2 FORTIFICATION OF THE BAY, DEVELOPMENT OF TOWN AT HOEDJIESBAAI. ORE TERMINAL AND FORMALISATION OF PORT OF SALDANHA COMMENCED IN THE EARLY 1970's.
	Is the property associated with any important persons or groups?	NO (NOTE: INDEPENDENT SOCIAL STUDY COMPLETED)
	Is the property associated with any important events, activities or public memory?	NO
	Does the property have any direct association with the history of slavery?	NO
	Is the property associated with or used for living heritage ⁶ ?	NO
	Are there any oral traditions attached to the property?	NO

2.6 SUMMARY OF CULTURAL SIGNIFICANCE OF THE PROPERTY (OR ANY PART OF THE PROPERTY) (S. 3(3))

X	(check box of all relevant categories)	Brief description/explanation
	Important in the community or pattern of South Africa's (or Western Cape's, or local) history.	NO
	Associated with the life or work of a person, group or organisation of importance in history.	NO
	Associated with the history of slavery.	NO
	Strong or special association with a particular community or cultural group for social, cultural or spiritual reasons	NO
	Exhibits particular aesthetic characteristics valued by a community or cultural group	NO
	Demonstrates a high degree of creative or technical achievement at a particular period	NO
	Has potential to yield information that will contribute to an understanding of natural or	HIGHLY UNLIKELY, HOWEVER PRECAUTIONARY MITIGATION MEASURES

	cultural heritage	ARE RECOMMENDED FOR SITE 1 WHERE THERE IS POSSIBILITY OF MINOR IMPACTS TO FOSSILIFEROUS SEDIMENTS.
	Typical: Demonstrates the principal characteristics of a particular class of natural or cultural places	NO
	Rare: Possesses uncommon, rare or endangered aspects of natural or cultural heritage	NO
Please provide a brief statement of significance		
ALL THREE ALTERNATIVES HAVE VERY LOW (SITE1) OR NO HERITAGE SIGNIFICANCE (SITES 2&3).		

PART 3: POTENTIAL IMPACT OF DEVELOPMENT

3.1 PROPOSED DEVELOPMENT	
Brief description of proposed development	THIS WILL INVOLVE THE CONSTRUCTION OF A 1500 SQM RO PLANT BUILDING, BOREHOLES ON QUAY, INLET PIPES, BEACH WELLS (AT SITE 1), BRINE DISCHARGE PIPES, ACCESS ROAD (SITE 1), RESERVOIR (S), ELECTRICAL SERVICES.
Monetary value	Approximately R 32,500,000.00
Anticipated starting date	September 2008
Anticipated duration of work	6 - 12 MONTHS
Does it involve change in land use?	NO CHANGES IN REZONING
Extent of land coverage of the proposed development	LIKELY TO BE LESS THAN 0.5 HECTARES
Does it require the provision of additional services? (e.g. roads, sewerage, water, electricity)	YES
Does it involve excavation or earth moving?	YES
Does it involve landscaping?	NO
Does it involve construction work?	YES
What is the total floor area?	APPROX 1500 SQM RO PLANT BUILDING
How many storeys including parking?	SINGLE VOLUME ONLY
What is the maximum height above natural ground level?	~ 5m
3.2 POTENTIAL IMPACT	
What impact will the proposed development have on the heritage values of the context of the property? (e.g. visibility, change in character)	CONTEXTUAL HERITAGE IMPACTS WILL BE MINIMAL, IF AT ALL GIVEN THE EXISTING INDUSTRIAL LANDSCAPE AND THE SMALL FOOTPRINT SIZE OF THE PROPOSAL
Are any heritage resources listed in Part 2 affected by the proposed development? If so, how?	VERY SLIGHT CHANCE IN THAT BEACH WELLS (SITE 1) MAY PENETRATE FOSSILIFEROUS SEDIMENTS.
Please summarise any public/social benefits of the proposed development.	
SINCE THE INCEPTION OF THE ORE HANDLING FACILITY AT SALDANHA, DUST CONTROL HAS BEEN A CRITICAL LOCAL ISSUE. STRUCTURES DOWN WIND AS FAR AS BLUE WATER BAY HAVE BEEN AFFECTED BY FINE AIRBORNE RED DUST. IT IS EXPECTED THAT THE SUITE OF DUST SUPPRESSION MEASURES, INCLUDING THE RO PLANT, WILL MITIGATE THIS PROBLEM AND RETURN VALUE TO THE ENVIRONS.	

PART 4: POLICY, PLANNING AND LEGAL CONTEXT

X	(check box if YES)	Details/explanation
x	Does the proposed development conform with regional and local planning policies? (e.g. SDF, Sectoral Plans)	YES (LIES WITHIN A DESIGNATED INDUSTRIAL DEVELOPMENT AREA)
	Does the development require any departures or consent use in terms of the Zoning Scheme?	NO
	Has an application been submitted to the planning authority?	NO

	Has their comment or approval been obtained? (attach copy)	- N/A
	Is planning permission required for any subdivision or consolidation?	- NO
	Has an application been submitted to the planning authority?	- N/A
	Has their comment or approval been obtained? (attach copy)	- N/A
	Are there title deed restrictions linked to the property?	- NO
	Does the property have any special conservation status?	- NO
	Are there any other restrictions on the property?	- NO
x	Is the proposed development subject to the EIA regulations of the Environment Conservation Act (Act 73 of 1989)?	YES (Subject to NEMA EIA Regulations of 2006)
x	Has an application (or environmental checklist) been submitted to DECAS? What are the requirements of DECAS?	YES (DEAT)
	At what stage in the IEM process is the application (scoping phase, EIA etc.)	BASIC ASSESSMENT (EIA)
	Has any assessment of the heritage impact of the proposed development been undertaken in terms of the EIA or planning process?	GENERAL HERITAGE ASSESSMENT, ARCHAEOLOGICAL, (INCLUDING MARITIME) PALAEOLOGICAL IN PROGRESS FOR BROADER AREA, SITE SPECIFIC SITE INSPECTIONS HAVE ALREADY BEEN CARRIED OUT.
	Are any such studies currently being undertaken?	YES
	Is approval from any other authority required?	- WATER USE LICENCE APPLICATION FROM DWAF - PERMIT FROM WATER SERVICES AUTHORITY
	Has permission for similar development on this site been refused by any authority in the past?	NO
	Have interested and affected bodies have been consulted? Please list them and attach any responses.	PUBLIC PARTICIPATION IS BEING UNDERTAKEN AS PART OF THE EIA PROCESS. THE I&AP DATA LIST IS ATTACHED.

PART 5: APPLICANT DETAILS

REGISTERED PROPERTY OWNER			
Name	Transnet Limited		
Address	Private Bag X1 Saldanha 7395		
Telephone	(022) 703 5445		
Fax	(022) 713 5468		
E-mail	attie.swanepoel@transnet.net		
Signature		Date	

DEVELOPER			
Name	Transnet Limited		
Address	Private Bag X20 Gallo Manor 2052		
Telephone	(011) 231 6002		
Fax	(011) 239 5360		
E-mail	david.bush@transnetprojects.net		
Signature		Date	

PERSON RESPONSIBLE FOR COMPLETING THE FORM			
Name	HART, TIMOTHY		
Address	ACO, DEPT ARCHAEOLOGY, UCT 7701		
Telephone	021 650 2357		
Fax	021 650 2352		
E-mail	TIMOTHY.HART@UCT.AC.ZA		
Field of expertise & qualifications	MA ARCHAEOLOGY, ASAPA PI ACCREDITATION, AHAP GENERALIST AND SPECIALIST ACCREDITATION		
Signature		Date	

PART 6: ATTACHMENTS

X	Plan, aerial photo and/or orthophoto clearly showing location and context of property.
	Site plan or aerial photograph clearly indicating the position of all heritage resources and features.
	Photographs of the site, showing its characteristics and heritage resources.
	Relevant sketch proposals, development plans, architectural and engineering drawings and landscaping plans.
	Responses from other authorities.
	Responses from any interested and affected parties.
	Any archaeological reports or other reports that may have been carried out on the property or properties within the immediate area.
	Any other pertinent information to assist with decision-making.

PART 7. RECOMMENDATIONS BY HERITAGE SPECIALISTS

7.1 RECOMMENDATIONS OF GENERALIST HERITAGE PRACTITIONER		
<i>Further investigation required</i>	<i>Yes/No</i>	<i>Describe issues and concerns</i>
Existing Conservation and Planning Documentation	NO	
Planning	NO	LIES WITHIN LOCAL PLANNING GUIDELINES
Urban Design	NO	AFFECTED AREA TOO SMALL

Built Environment	NO	NO STRUCTURES GREATER THAN 60 YEARS OF AGE, NO BUILT ENVIRONMENT CONSERVATION AREA
Architecture/building fabric	NO	
Cultural Landscape	NO	
Visual Impact	NO	NOT IDENTIFIED AS AN ISSUE DUE TO VERY LOW PROFILE AND VOLUME OF PROPOSED ACTIVITY
History		
Published Information		INCLUDED IN EIA HERITAGE COMPONENT
Title Deeds Survey		
Archival		
Oral History		
Social History		INDEPENDENT SOCIAL STUDY COMPLETED
Other specialist study (specify)	NO	
Public Consultation	YES	CURRENTLY BEING UNDERTAKEN AS PART OF THE BASIC (ENVIRONMENTAL) ASSESSMENT PROCESS.
Specialist Groups		
Neighbours		
Open House		
Public Meeting		
Public Advertisement		
Other (specify)		
No further specialist conservation studies required	NO	
Alternative development options and mitigation measures	NO	
Heritage Impact Assessment required, to be co-ordinated by a generalist heritage practitioner	NO	
No development option	NO	
Other recommendations (use additional pages if necessary)	NO	
<p>I have reviewed the property and the proposed development and this completed form and make the recommendations above.</p> <p>Name of Heritage Practitioner TIMOTHY HART</p> <p>Qualifications, field of expertise ...MA (MEMBER OF ASAPA AND GENERALIST MEMBER AHAP)</p> <p>Signature.....Date.....</p>		

7.2 RECOMMENDATIONS OF ARCHAEOLOGIST/PALAEONTOLOGIST		
<i>Further investigation required</i>	<i>Yes/No</i>	<i>Describe issues and concerns</i>
Palaeontology	YES	RETENTION OF GEOLOGICAL CORES AS REFERENCE

		MATERIAL (SITE 1 ONLY). GEOLOGICAL CORES HAVE ALREADY BEEN SET ASIDE FOR EXAMINATION.
Pre-colonial archaeology	NO	
Historical archaeology	NO	
Industrial archaeology	NO	
No further archaeological or palaeontological investigation	YES	SEE ABOVE
Other recommendations (use additional pages if necessary)	NO	
<p>I have reviewed the property and the proposed development and this completed form and make the recommendations above.</p> <p>Name of Archaeologist/Palaeontologist ...TIMOTHY HART.....</p> <p>Qualifications, field of expertise ...MA (PRINCIPAL INVESTIGATOR ASAPA)</p> <p>Signature.....Date.....</p>		

Notes:

- ¹ Cultural significance means aesthetic, architectural, historical, scientific, social, spiritual, linguistic or technological value or significance.
- ² Heritage resource means any place or object of cultural significance.
"Place" includes –
 - (a) a site, area or region;
 - (b) a building or other structure which may include equipment, furniture, fittings and other articles associated with or connected with such building or other structure;
 - (c) a group of buildings or other structures [and associated equipment, fittings, etc];
 - (d) an open space, including a public square, street or park; and
 - (e) in relation to the management of a place, includes the immediate surroundings.
- ³ Archaeological means –
 - (a) material remains resulting from human activity which are in a state of disuse and are in or on land and which are older than 100 years, including artefacts, human and hominid remains and artificial features and structures;
 - (b) rock art, being any form of painting, engraving or other graphic representation on a fixed rock surface or loose rock or stone, which was executed by human agency and which is older than 100 years, including any area within 10m of such representation;
 - (c) wrecks, being any vessel or aircraft, or any part thereof, which was wrecked in South Africa or in the maritime zone of the Republic, any cargo, debris or artefacts found or associated therewith, which is older than 60 years or which Heritage Western Cape considers to be worthy of conservation; and
 - (d) features, structures and artefacts associated with military history which are older than 75 years and the site on which they are found.
- ⁴ Palaeontological means any fossilised remains or fossil trace of animals or plants which lived in the geological past, other than fossil fuels or fossiliferous rock intended for industrial use, and any site which contains such fossilised remains or trace.
- ⁵ Public monuments and memorials means all monuments and memorials –
 - (a) erected on land belonging to any branch of ... government or on land belonging to any organisation funded by or established in terms of the legislation of such a branch of government; or
 - (b) which were paid for by public subscription, government funds, or a public-spirited or military organisation, and are on land belonging to any private individual.
- ⁶ Living heritage means the intangible aspects of inherited culture, and may include cultural tradition, oral history, performance, ritual, popular memory, skills and techniques, indigenous knowledge systems and the holistic approach to nature, society and social relationships.