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Letter of Exemption from Palaeontological Impact Assessment based on Sahrís Guidelines

Dear Sir

Section 38 of the National Resources Act No 25 of 1999 (Heritage Resources Management), requires a Palaeontological Impact Assessment (PIA) to assess any potential impacts to palaeontological heritage. Dr Alan Smith (Appendix 1) was asked by Jonathan Kaplan of acrm to conduct a palaeontological assessment for a proposed Telecom Mast, on Portion 62 of Farm Klipheuvél no. 291 (Joubertina RD), at Louterwater, near Joubertina. The Telecom Mast footprint is small.

The Sahrís palaeosensitivity map indicates a “**Blue**” Colour Code for this site, which indicates that no palaeoenvironmental work is required. The rocks underlying the site are sandstones of the Cape Supergroup, which are about 400 million years old and not known to be fossiliferous. Trace fossils may occur (common), but these rocks are not known for body fossils.

Consequently, the anticipated palaeontological impact is Low, but not zero. Consequently, SAHRIS requires a “Chance Find Protocol” (see Appendix 2) to be implemented. This document should be written into the EMPr. SAHRIS palaeosensitivity regulations do not require any further palaeontological work at this stage. Should the “Chance Find Protocol” be triggered then this would have to be re-evaluated.

For these reasons, a palaeontological exemption is requested for this project. Should the plans/ footprint for this project change then it will need to be reassessed in terms of palaeontological work.

**Dr Alan Smith,
Alan Smith Consulting**



APPENDIX 1: DETAILS OF SPECIALIST

Dr Alan Smith

Private Consultant: *Alan Smith Consulting, 29 Brown's Grove, Sherwood, Durban, 4091*

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Honorary Research Fellow: *Discipline of Geology, School of Agriculture, Earth and Environmental Sciences, University of KwaZulu-Natal, Durban.*

Role: Specialist Palaeontological Report production

Expertise of the specialist:

- PhD in Geology (University of KwaZulu-Natal), Pr. Sc. Nat., I.A.H.S.
- Expert in Vryheid Formation (Ecca Group) in northern KZN, this having been the subject of PhD.
- Scientific Research experience includes: Fluvial geomorphology, palaeoflood hydrology, Cretaceous deposits.
- Experience includes understanding Earth Surface Processes in both fluvial and coastal environments (modern & ancient).
- Alan has published in both national and international, peer-reviewed journals. He has published + 50 journal articles with 497 citations (detailed CV available on request).
- Attended and presented scientific papers and posters at numerous international and local conferences (UK, Canada, South Africa) and is actively involved in research.

Selected recent palaeo-related work includes:

- Desktop PIA: Proposed middle income housing units on Portion 23 of Farm Lot H Weston 13026, Bruntville, Mpofana Local Municipality. Client: UMLANDO.
- Desktop PIA: Proposed ByPass Pipeline for Ulundi bulk water pipeline upgrade. Client: UMLANDO.
- Fieldwork PIA: Bhekuzulu Epangweni KZN water reticulation project, Cathkin Park. Client: Mike Webster, HSG Attorneys.
- Fieldwork PIA: Mpungoze water supply scheme, Empangeni. Client: Enviropro.
- Fieldwork PIA: Helpmekaar Dam. Client: Afzelia environmental consultants.
- Desktop PIA: Zuka valley, Ballito. Client: Mike Webster, HSG Attorneys.
- Mevamhlope proposed quarry palaeontology report. Client: Enviropro.

- Desktop PIA: Proposed Lovu Desalination site. Client: eThembeni Cultural Heritage.
- Desktop PIA: Tinley Manor phase 2 North & South banks: eThembeni Cultural Heritage
- Desktop PIA: Tongaat. Client: eThembeni Cultural Heritage.
- Palaeontological Assessment Reports (3) to Scatec Solar SA (Pty) Ltd on an Appraisal of Inferred Palaeontological Sensitivity for a Potential Photo Voltaic Park at (1) Farm Rooilyf near Groblershoop, N Cape; (2) Farm Riet Fountain No. Portions 1 and 6, 18km SE of De Aar, N Cape; and (3) Dreunberg, near Burgersdorp, Eastern Cape. Client: Sustainable Development Projects.

APPENDIX 2: CHANCE FIND PROTOCOL

This Chance Find Protocol must be included in the site EMPr.

If any fossils are found, a Palaeontologist must be notified immediately by the ECO and/or EAP and a site visit must be arranged at the earliest possible time with the Palaeontologist.

In the case of the ECO or the Site Manager becoming aware of suspicious looking palaeo-material:

- The construction must be halted in that specific area and the Palaeontologist must be given enough time to reach the site and remove the material before excavation continues.
- Mitigation will involve the attempt to capture all rare fossils and systematic collection of all fossils discovered. This will take place in conjunction with descriptive, diagrammatic and photographic recording of exposures, also involving sediment samples and samples of both representative and unusual sedimentary or biogenic features. The fossils and contextual samples will be processed (sorted, sub-sampled, labeled, and boxed) and documentation consolidated, to create an archive collection from the excavated sites for future researchers.

Functional responsibilities of the Developer

1. At full cost to the project, and guided by the appointed Palaeontological Specialist, ensure that a representative archive of palaeontological samples and other records is assembled to characterize the palaeontological occurrences affected by the excavation operation.
2. Provide field aid, if necessary, in the supply of materials, labour and machinery to excavate, load and transport sampled material from the excavation areas to the sorting areas, removal of overburden if necessary, and the return of discarded material to the disposal areas.
3. Facilitate systematic recording of the stratigraphic and palaeo-environmental features in exposures in the fossil-bearing excavations, by described and measured geological sections, and by providing aid in the surveying of positions where significant fossils are found.

4. Provide safe storage for fossil material found routinely during excavation operations by construction personnel. In this context, isolated fossil finds in disturbed material qualify as “normal” fossil finds.
5. Provide covered, dry storage for samples and facilities for a work area for sorting, labeling and boxing/bagging samples.
6. Costs of basic curation and storage until collected. Documentary record of palaeontological occurrences must be done.
7. The contractor will, in collaboration with the Palaeontologist, make the excavation plan available to the appointed specialist, in which appropriate information regarding plans for excavations and work schedules must be indicated on the plan of the excavation sites. This must be done in conjunction with the appointed specialist.
8. Initially, all known specific palaeontological information will be indicated on the plan. This will be updated throughout the excavation period.
9. Locations of samples and measured sections are to be pegged, and routinely and accurately surveyed. Sample locations, measured sections, etc., must be recorded three-dimensionally if any “significant fossils” are recorded during the time of excavation.