

**Our Ref:** HM / EDEN / HESSEQUA / RE PORTION 9 OF FARM 499  
**Case No:** HWC23112321SB1204  
**Enquiries:** Stephanie Barnardt  
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**Applicant and owner: Jonathan Gersh**  
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**RESPONSE TO NOTIFICATION OF INTENT TO DEVELOP: FINAL**  
**In terms of Section 38(8) of the National Heritage Resources Act (Act 25 of 1999) and the Western Cape Provincial Gazette 6061, Notice 298 of 2003**

**NOTIFICATION OF INTENT TO DEVELOP: UNAUTHORIZED FLOATING JETTY AND TOURISM DEVELOPMENT WITHIN 100M OF THE HIGHWATER MARK OF AN ESTUARY ON PORTION 9 OF FARM 499, VERMAAKLIKHEID ON PORTION 9 OF FARM 499, VERMAAKLIKHEID, SUBMITTED IN TERMS OF SECTION 38(1) OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999)**

The matter above has reference.

Heritage Western Cape is in receipt of the above matter received. This matter was discussed at the Heritage Officers meeting held on 25 January 2024.

You are hereby notified that, since there is no reason to believe that the unauthorized floating jetty and tourism development within 100m of the highwater mark of an estuary on Portion 9 of Farm 499, Vermaaklikheid on Portion 9 of Farm 499, Vermaaklikheid, no further action under Section 38 of the National Heritage Resources Act (Act 25 of 1999) is required.

However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during the execution of the activities above, all works must be stopped immediately, and Heritage Western Cape must be notified without delay.

This letter does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority.

HWC reserves the right to request additional information as required.

Should you have any further queries, please contact the official above and quote the case number.

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Stephanie Barnardt  
**Acting Assistant Director: Professional Services**



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