



**ADOPTED RESOLUTIONS AND DECISIONS OF
MINUTES OF A MEETING
OF HERITAGE WESTERN CAPE (HWC)
INVENTORIES, GRADING AND INTERPRETATION COMMITTEE (IGIC) HELD ON THE
9TH OF FEBRUARY 2024, AT 09H00 VIA MICROSOFT TEAMS**

1. MATTERS DISCUSSED

13 Proposed nominations of Provincial Heritage Sites

13.1 De Poort Jukskei Courts, Paarl

Documents tabled S27 Nomination Form & Motivation

FURTHER REQUIREMENTS

The committee is of the view that there is insufficient information before the committee to make an informed decision to proceed with the section 27 process. The applicant be requested to provide further in-depth research together with evidence of the claims made in the nomination form.

CM

13.2 Dutch Reformed Mother Church, Robertson

Documents tabled S27 Nomination Form & Motivation

FURTHER REQUIREMENTS

The committee is of the view that there is insufficient information before the committee to make an informed decision to proceed with the section 27 process. The applicant be requested to provide further in-depth research together with evidence of the claims made in the nomination form.

CM

14 Provincial Heritage Site plaque replacement

14.1 None

HWC IGIC Minutes 9 February 2024.

15 Sections 27, 28, 29, 30 & 31 Formal Protections

15.1 None

16. Proposed provincial protection

16.1 None.

17. Proposed Exemptions

17.1 Exemption report for Atlantis DFA

Documents tabled Exemption Report

RECORD OF DECISION

The committee recommends that

1.1 The Atlantic Proposed Exemption Area as outlined in the report be exempted in terms of S34(3) of the National Heritage Resources Act, 1999, (Act 25 of 1999) ("the NHRA") from requirements of S34(1) of the NHRA and that the necessary notice be published in the Provincial Gazette.

1.2 That, simultaneously with the notice referred to in (1) above, a notice in terms of S30(2) of the NHRA be published in the Provincial Gazette in terms of which the following heritage resources are placed on the heritage register:

- The Old Mamre three-lined avenue along the R304 which falls within the exemption area.

2.1 That, subject to the approval of the Minister of Cultural Affairs and Sport being granted. The Atlantis Proposed Exemption Area be exempted from compliance with the requirements of S38(1) of the NHRA and a notice in terms of S38(9) be published in the Provincial Gazette.

And provided further that, if there are objections from owners, those objections be reported back to this committee before being referred to Council

JW

17.2 Exemption Report for Kuils River DFA

Documents tabled Exemption Report

RECORD OF DECISION

The committee recommended that:

1.1 The Kuils River Proposed Exemption Area as outlined in the report be exempted in terms of S34(3) of the National Heritage Resources Act, 1999, (Act 25 of 1999) ("the NHRA") from requirements of S34(1) of the NHRA and that the necessary notice be published in the Provincial Gazette.

1.2 That, simultaneously with the notice referred to in (1) above, a notice in terms of S30(2) of the NHRA be published in the Provincial Gazette in terms of which the following heritage resources are placed on the heritage register:

- The Leeuwenhof Farnstead.

2.1 That, subject to the approval of the Minister of Cultural Affairs and Sport being granted. The Kuils River Proposed Exemption Area be exempted from compliance with the requirements of S38(1) of the NHRA and a notice in terms of S38(9) be published in the Provincial Gazette.

And provided further that, if there are objections from owners, those objections be reported back to this committee before being referred to Council

JW

17.3 Exemption Report for Ottery DFA

Documents tabled Exemption Report

RECORD OF DECISION

The committee recommended that:

- 1.1 The Ottery Proposed Exemption Area as outlined in the report be exempted in terms of S34(3) of the National Heritage Resources Act, 1999, (Act 25 of 1999) ("the NHRA") from requirements of S34(1) of the NHRA and that the necessary notice be published in the Provincial Gazette.
- 1.2 That, simultaneously with the notice referred to in (1) above, a notice in terms of S30(2) of the NHRA be published in the Provincial Gazette in terms of which the following heritage resources are placed on the heritage register:
 - The Philippi Evangelical Luther Church.
 - Avenue of Mature Eucalyptus Trees on the Old Strandfontein Road.

2.1 That, subject to the approval of the Minister of Cultural Affairs and Sport being granted. The Ottery Proposed Exemption Area be exempted from compliance with the requirements of S38(1) of the NHRA and a notice in terms of S38(9) be published in the Provincial Gazette.

And provided further that, if there are objections from owners, those objections be reported back to this committee before being referred to Council

JW

18. Conservation Body Registration

18.1 None

19. Amendment of conservation body boundaries

19.1 None

20. Surveys/Inventories

20.1 None

21. Other

21.1 George Heritage Strategy and Action Plan

Documents tabled GHS Final Report

FURTHER REQUIREMENTS

The George Heritage Strategy and Action plan be advertised for comment by the general public.

JW

21.2 Cape Agulhas Special Development Framework 2022 – 2027

Documents tabled Cape Agulhas Spatial Development Framework

RECORD OF DECISION

The MSDF does not meet the requirements of Section 30(5) of the National Heritage Resources Act (NHRA), which states that:

"at the time of the compilation or revision of a town or regional planning scheme or SDP, a planning authority shall compile an inventory of the heritage resources which falls within its jurisdiction and submit such inventory to the relevant provincial heritage resource authority, which shall list in the heritage register those heritage resources which fulfil the assessment criteria"

The municipality is reminded that in terms of section 30 and 31 of the NHRA it must provide for the protection of heritage resources in their area of jurisdiction through the provisions of its planning scheme or by-laws (which should be approved by HWC)

In addition, in terms of section 31 of the NHRA the municipality should investigate the need for the designation of Heritage Areas in order to protect any place of environmental or cultural interest.

JW

21.3 V&A Conservation Management Plan.

Documents tabled CMP

COMMENT

The role of the Heritage Oversight Committee needs to be clearly spelled out in terms of what functions it would perform and in terms of what powers it would perform these functions. The Committee cannot endorse the CMP until this question is clarified.

The Committee is concerned that certain of its previous requirements have not been met:

- Written comment from the City of Cape Town, confirming support of the inventory's gradings.
- The Conservation Management Plan (CMP) should provide guidelines for interpretation of Grade II sites.
- A way forward for the nomination of the Grade II sites as Provincial Heritage Sites.

CM

22. Adoption of Resolutions and Decisions

The Committee unanimously adopted the decisions and resolutions, with LM proposing and JL seconding the proposal.

HWC IGIC Minutes 9 February 2024.

23. Date of next meeting:

10th May 2024

24. CLOSURE: 17:05

MINUTES APPROVED AND SIGNED BY:

CHAIRPERSON _____

DATE _____

SECRETARY _____

DATE _____