



water affairs

Department:
Water Affairs
REPUBLIC OF SOUTH AFRICA

MINISTRY OF WATER AND ENVIRONMENTAL AFFAIRS

2010 -12- 14

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MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

NATIONAL ASSEMBLY: QUESTION 3025 FOR WRITTEN REPLY

A draft reply to the above-mentioned question asked by Mr M Waters (DA); is attached for your consideration.

ACTING DIRECTOR-GENERAL

DATE: 13/12/10

DRAFT REPLY APPROVED/AMENDED

**MRS B E E MOLEWA, MP
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

DATE: 2010/12/14

NATIONAL ASSEMBLY

FOR WRITTEN REPLY

QUESTION NO 3025

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 29 OCTOBER 2010
(INTERNAL QUESTION PAPER NO. 34)

3025. Mr. M Waters (DA) to ask the Minister of Water and Environmental Affairs:

- (1) Whether any Section 19(3) notices were issued to the Ekurhuleni Metro; if so, how many have been issued since 1 January 2010;
- (2) whether the Ekurhuleni Metro has responded to each of the Section 19(3) notices; if not, (a) to which Section 19(3) notices have they not responded and (b) what action has been taken against the metro in each case; if so, what was their response in each case?

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REPLY:

- (1) Yes, the Department issued a pre-directive on 23 November 2009 and a directive on 16 February 2010 in terms of section 19(3) of the National Water Act, 1998 (Act No 36 of 1998) to Ekurhuleni Metropolitan Municipality (EMM) with regards to the sewage pump station overflow in Bonaero Park, Kempton Park.
- (2)(a) No, the EMM has not officially by means of a letter responded to any of the notices issued but officials have during follow up discovered that there seems to be a lack of communication in the municipality between the municipal manager's office and the technical teams responsible for operations.
- (2)(b) Follow up of this matter is being dealt with in line with the Department's enforcement protocol. The enforcement protocol basically details the procedure that needs to be followed when organs of state transgress any piece of legislation. There have been and continue to be engagements between the Department and the EMM in order to address the above issue, which includes consultative engagement in terms of the green drop certification. The Department is confident that the matter will be resolved. During the last two inspections by the Compliance, Monitoring and Enforcement teams there were no overflows from the pump station at Bonaero Park. Further engagement will now focus on the necessary remedies to ensure that overflows will not happen in future such as during floods or power failures.

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