



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

Enquiries: CX Zwane
Telephone: 012 336 7531
Reference: 6/2/2/6

NATIONAL COUNCIL OF PROVINCES

FOR WRITTEN REPLY

QUESTION NO 39

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 10 FEBRUARY 2023
(INTERNAL QUESTION PAPER NO. 1)

39. Mr M R Bara (Gauteng: DA) to ask the Minister of Water and Sanitation:

- (1) (a) How many non-compliance directives have been issued to the eThekweni Metropolitan Municipality from 2 January 2022 up to the latest specified date for which information is available and (b) what are the relevant details for each such directive in terms of the nature of the (i) contravention and (ii) directive;
- (2) whether any of such directives have been complied with; if not, what steps will his department take to hold those who are responsible for compliance accountable; if so, what are the relevant details;
- (3) whether his department has taken any legal actions against the said municipality as a result of the non-compliance with directives; if not, why not; if so, what are the relevant details?

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MINISTER OF WATER AND SANITATION


- (1) (a) Two (2) directives were issued to Ethekewini Metropolitan Municipality on 26 January 2022 and 13 May 2022 respectively.
- (b) (i) The directives were issued for contraventions in terms of Section 19 (3) and 20 (4) of the National Water Act.
- (ii) The Directives were issued for control of emergency incidents and remedying the pollution emanating from various wastewater treatment works and associated sewage infrastructure as well as resultant pollution affecting the environment and water resources.
- (2) The Directives were not complied with, despite extensive engagements with the municipality through official letters and the WAR Room that was initiated by the Minister.
- (3) The Department has engaged the Department of Justice and Constitutional Development for a court order application to enforce the Directives. The matter has been set down for 15 March 2023. The Municipality has filed an intention to oppose the application.

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DRAFT REPLY: RECOMMENDED/ NOT-RECOMMENDED/ AMENDED


DR SEAN PHILLIPS
DIRECTOR-GENERAL
DATE: 14/02/23

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DRAFT REPLY: APPROVED/ NOT APPROVED/ AMENDED


MR SENZO MCHUNU, MP
MINISTER OF WATER AND SANITATION
DATE: 22/02/2023