



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

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NATIONAL COUNCIL OF PROVINCES

FOR WRITTEN REPLY

QUESTION NO 507

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 15 JUNE 2023
(INTERNAL QUESTION PAPER NO. 26)

507. Ms M Dlamini (Mpumalanga: EFF) to ask the Minister of Water and Sanitation:

(a) What progress has been made regarding charges that were laid against the (i) Emalahleni, (ii) Msukaligwa and (iii) Dipaliseng Local Municipalities in Mpumalanga for not complying with water quality regulations and (b) what actions are being taken to monitor the said municipalities?

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MINISTER OF WATER AND SANITATION

(a) (i) Numerous enforcement actions have been taken against the Emalahleni Local Municipality in the past by the Department of Water and Sanitation (DWS) and the actions are as follows:

Name of non-compliant plant	Enforcement Action taken
Klipsruit WWTW (Vosman, Klarinet, Siyanqoba and Pine Ridge Pumpstation)	<ul style="list-style-type: none">• Contraventions S19, S21(f) and S21(g)• Directive issued on 06/10/22• Court interdict drafted
Kriel WWTWs	<ul style="list-style-type: none">• Contraventions S19, S21(f) and S21(g)• Directive issued 19/07/2022• Criminal Case No. 24/10/2022
Rietspruit WWTW	<ul style="list-style-type: none">• Contraventions S19, S21(f) and S21(g)• Directive issued 18/11/2019• Court interdict drafted
Riverview WWTW	<ul style="list-style-type: none">• Contraventions S19, S21(f) and S21(g)• Directive issued 25/11/2020• Criminal Case No. pending (the IO could not provide the department with case number).• Court interdict drafted

Name of non-compliant plant	Enforcement Action taken
Ferrobank WWTW	<ul style="list-style-type: none"> • Contraventions S19, S21(f) and S21(g) • Directive dated 11/11/22 • Court interdict drafted
Naaupoort WWTW	<ul style="list-style-type: none"> • Contraventions S19, S21(f) and S21(g) • Notice dated 11/11/22

The department is in the process of getting court interdict to force the Emalahleni Local Municipality to rectify these non-compliances.

(ii) The DWS has taken following actions on Msukaligwa Local Municipality.

Name of non-compliant plant	Enforcement Action taken
Ermelo WWTW	<ul style="list-style-type: none"> • Directive issued on 05/10/2017 • Criminal Case opened with SAPS in November 2019. The Prosecutor initially did not want to prosecute. After engaging the Prosecutor, the case was reopened, and evidence is being gathered. The Investigation team is meeting on 14 July 2023. The Department is also embarking on the civil matter against the Municipality. The court date is scheduled for August 2023.
Davel WWTW	<ul style="list-style-type: none"> • Pre-directive issued 03 March 2017
Breyten WWTW	<ul style="list-style-type: none"> • Directive issued – 29 October 2019


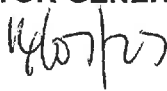
(iii) The Department has taken following actions on Dipaleseng Local Municipality

Name of non-compliant plant	Enforcement Action taken
Grootvlei WWTW	Directive issued
Balfour WWTW	Directive issued 29 April 2019
Nthorwane WWTW	Pre-directive issued – 09 February 2023

(b) The DWS is yet to receive representations from the Emalahleni, Msukaligwa and Dipaliseng Local Municipalities. The department is monitoring the abovementioned Wastewater Treatment Works

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DRAFT REPLY: RECOMMENDED/ ~~NOT RECOMMENDED~~/ AMENDED


DR SEAN PHILLIPS
DIRECTOR-GENERAL
 DATE: 

DRAFT REPLY: APPROVED/ NOT APPROVED/ AMENDED ✓


MR SENZO MCHUNU, MP
MINISTER OF WATER AND SANITATION
 28/07/2023