



## water affairs

Department:  
Water Affairs  
REPUBLIC OF SOUTH AFRICA

MINISTRY OF WATER AND  
ENVIRONMENTAL AFFAIRS

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### MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

### NATIONAL ASSEMBLY: QUESTION 1853 FOR WRITTEN REPLY

A draft reply to the above question asked by Mr P C Duncan (DA) is attached for your consideration.

ACTING DIRECTOR-GENERAL

DATE: 25/08/11

DRAFT REPLY APPROVED/AMENDED

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

DATE: 29/08/2011

NATIONAL ASSEMBLY

FOR WRITTEN REPLY

QUESTION NO. 1853

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 28 July 2011  
(INTERNAL QUESTION PAPER NO. 20)

**1853. Mr P C Duncan (DA) to ask the Minister of Water and Environmental Affairs:**

- (1) Whether the Ekurhuleni Metropolitan Municipality has officially responded to the section 19(3) notices issued to them up to 16 February 2010 in terms of the National Water Act, Act 36 of 1998; if not, what action has been taken against them; if so, (a) when and (b) what was their response;
- (2) whether any section 19(3) notices have been issued to the Ekurhuleni Metropolitan Municipality since 17 February 2010; if so, (a) how many and (b) for what reason;
- (3) whether the Ekurhuleni Metropolitan Municipality has responded to each of the section 19(3) notices that have been issued to them after 17 February 2010; if not, 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) The Ekurhuleni Metropolitan Municipality falls under two water management areas, namely: Crocodile West-Marico, and Upper Vaal.

In the Upper Vaal Water Management Area, no notice in terms of section 19(3) of the National Water Act, 1998 (Act No. 36 of 1998) was issued to the Ekurhuleni Metropolitan Municipality up to 16 February 2010. However, in the Crocodile West-Marico Water Management Area, a section 19(3) notice was issued to the Ekurhuleni Metropolitan Municipality up to 16 February 2010 in terms of the National Water Act, 1998 (Act No. 36 of 1998) but the Ekurhuleni Metropolitan Municipality did not respond as per the timeframe contained therein. However, further investigations by the Department indicated that the pollution problem at the Bonaero Park pump station has been resolved.

(1)(a) Falls away

(1)(b) Falls away

- (2) Yes, a section 19(3) notice was issued to the Ekurhuleni Metropolitan Municipality on 29 November 2010 with regard to the Upper Vaal Water Management Area. However, no section 19(3) notice was issued with regard to the Crocodile West-Marico Water Management Area after 17 February 2010.

(2)(a) Only one notice was issued to the Ekurhuleni Metropolitan Municipality with regard to the Upper Vaal Water Management Area after 17 February 2010.

(2)(b) The notice was issued for the emergency upgrade and replacement of the Dekema sewer outfall pipe crossing the Natal Spruit.

- (3) Yes, the Ekurhuleni Metropolitan Municipality responded adequately to the notice issued to them.
- (3)(b) No action was taken against the Ekurhuleni Metropolitan Municipality as the Municipality accepted the conditions contained in the notice that was issued to them.

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