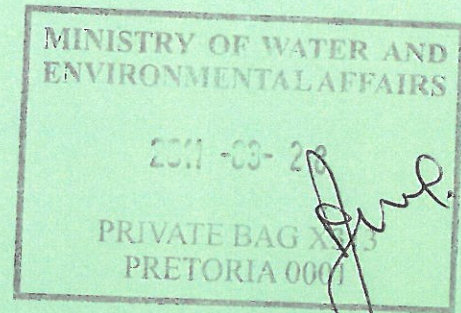




water affairs

Department:
Water Affairs
REPUBLIC OF SOUTH AFRICA



Enquiries: M J Musekene
Telephone: 013 759 7313
Reference: 27/3/5

MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

NATIONAL ASSEMBLY: QUESTION ⁵⁷⁵~~43~~ FOR WRITTEN REPLY

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

ACTING DIRECTOR-GENERAL

DATE: 25/08/2011

DRAFT REPLY APPROVED/AMENDED

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

DATE: 29-3-2011

NATIONAL ASSEMBLY

FOR WRITTEN REPLY

QUESTION NO 575

DATE OF PUBLICATION IN INTERNAL QUESTION PAPER: 07 MARCH 2011
(INTERNAL QUESTION PAPER NO. 04)

575. Mrs J F Terblanche (DA) to ask the Minister of Water and Environmental Affairs:

- (1) Whether any action has been taken against a certain coal washing plant (name furnished) adjacent to Jackaroo Park in the eMalahleni Municipality for transgressions of the National Water Act, Act 36 of 1998; if not, why not; if so, what are the relevant details;
- (2) whether the said operation has a valid water use licence to conduct its operations; if not, how is this justified; if so, what are the relevant details;
- (3) (a) what is the date of each specified inspection of the operation by enforcement officials of her department since 1 January 2009 and (b) what are the (i) names and (ii) designations of the officials who conducted the inspection in each case?

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REPLY:

- (1) Yes, on 1 July 2010, the Department issued a notice of intention to issue a directive to the company. After noting that the company had not submitted a written representation to the notice, the Department undertook a follow-up inspection on 10 August 2010 which led to the company submitting representation on 29 September 2010.
- (2) No, the operation does not have a water use license in terms of section 21 of the National Water Act, 1998 (Act No. 36 of 1998). On 27 August 2009, the company only submitted registration forms to the Department for the registration on the Department's Water Registration Management System (WARMS) data base for the waste discharge related water uses. I can confirm that the company has been issued with a fine by the Mpumalanga Department of Economic Development, Environment and Tourism and applied for a section 24(g) in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998). The company has notified the Department of this intention to embark on the environmental authorisation processes, which includes an application for a water use license.
- (3) Refer to Table 1 below indicating the details of officials who conducted the inspection:

Date of inspection	Name of Official	Designation of Official
7 June 2010	Name furnished	Control Environment Officer Grade A
10 August 2010	Name furnished	Control Environmental Officer Grade B
	Name furnished	Control Environmental Officer Grade A
	Name furnished	Control Environmental Officer Grade A
	Name furnished	Chief Auxiliary Services Officer

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