



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

140 Govan Mbeki Avenue, Starport Building, Central
Private Bag x 6041, **Port Elizabeth**, 6000

Tel: 041 501 0700
Fax: 041 586 4210

Enquiries: Miss N. Mntoza
Email: MntozaN@dwa.gov.za

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The Municipal Manager
Chris Hani District Municipality
Private Bag X7121
P O Box 21
QUEENSTOWN
5320

NON COMPLIANCE LETTER DUE TO SEWAGE SPILLAGE IN CRADOCK

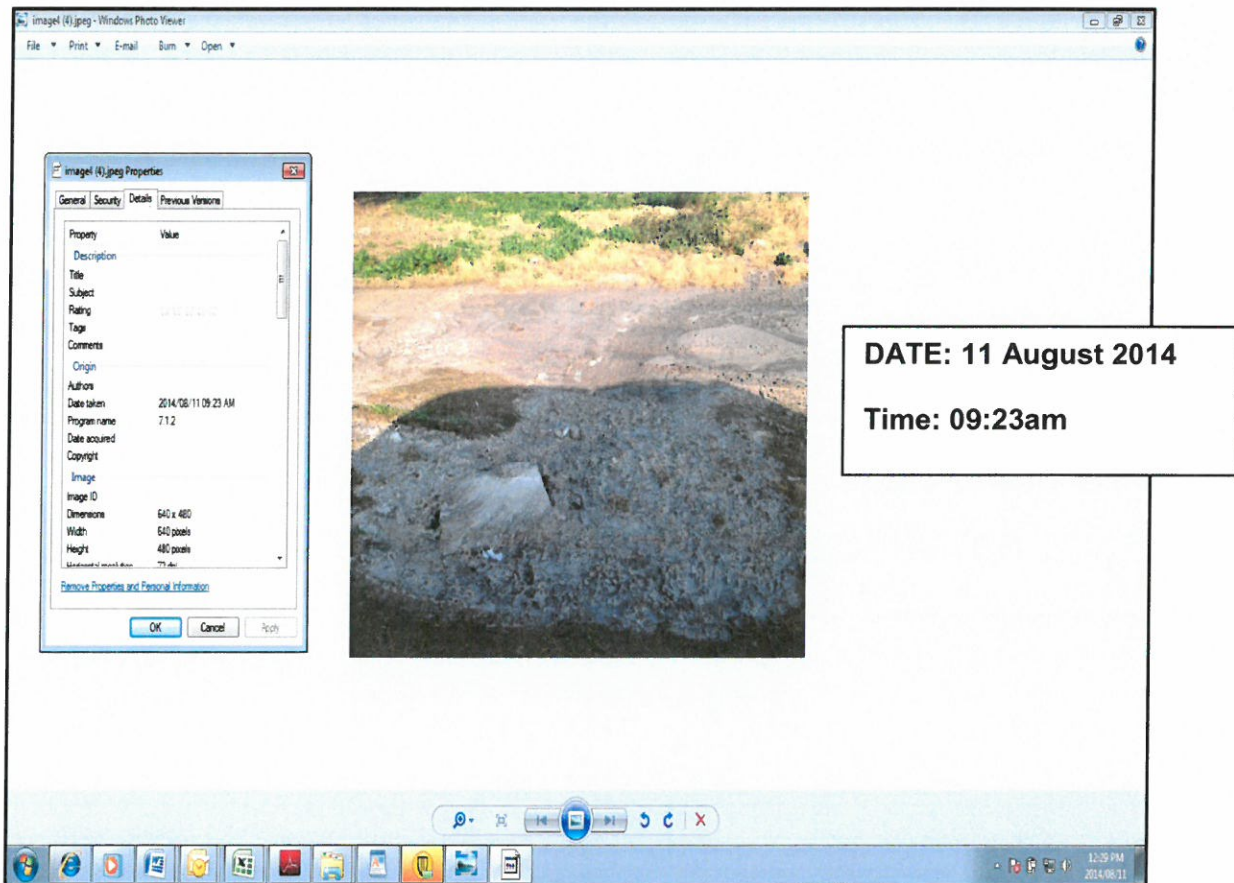
The Department of Water and Sanitation (DWS) received a complaint of sewage spillage occurring in Cradock. This sewage complaint was initially reported on the 30 July 2014. DWS conducted a site investigation on the 01 August 2014 and communication was made with Mr Lulama Mashiya to bring this matter to his attention. On the 31 July 2014 Mr Mashiya responded and indicated that the area is in the process of being cleaned and rehabilitated. Pictures were requested and were to be forwarded by Mr Mashiya which has not occurred.

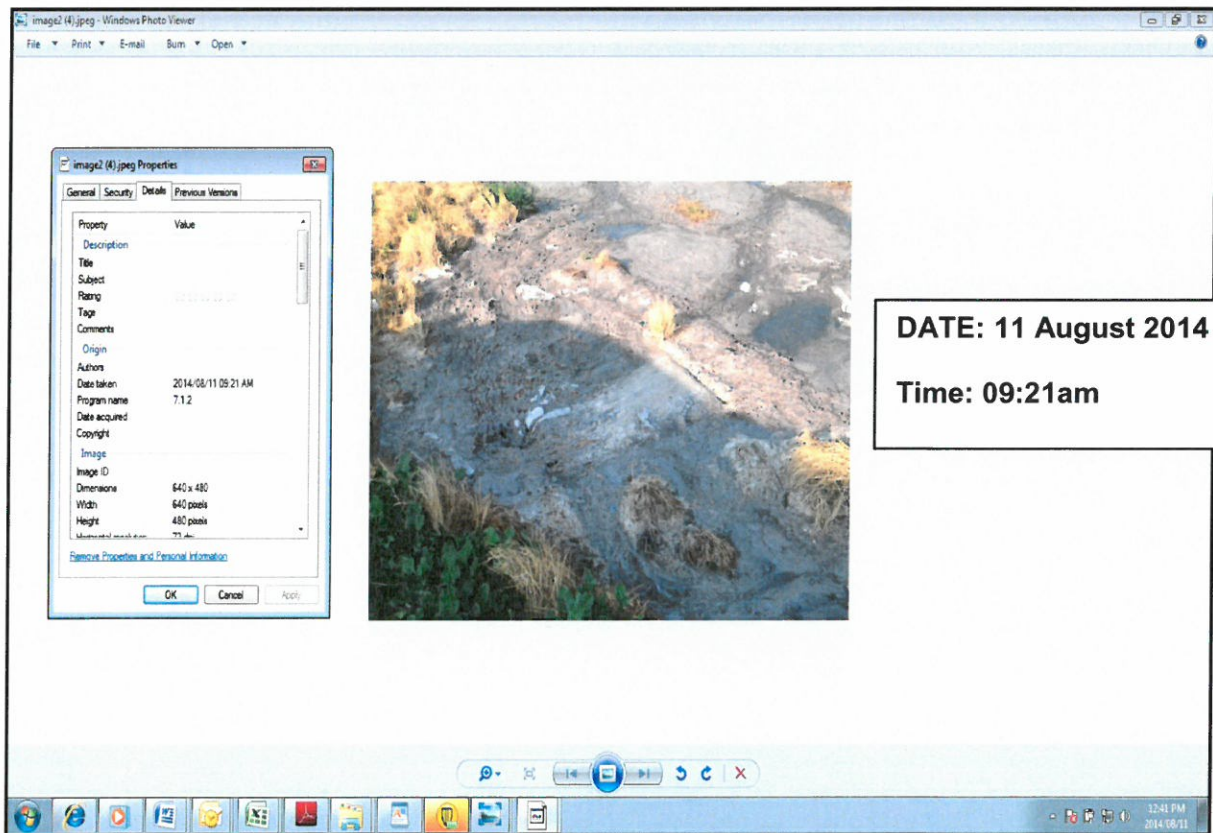
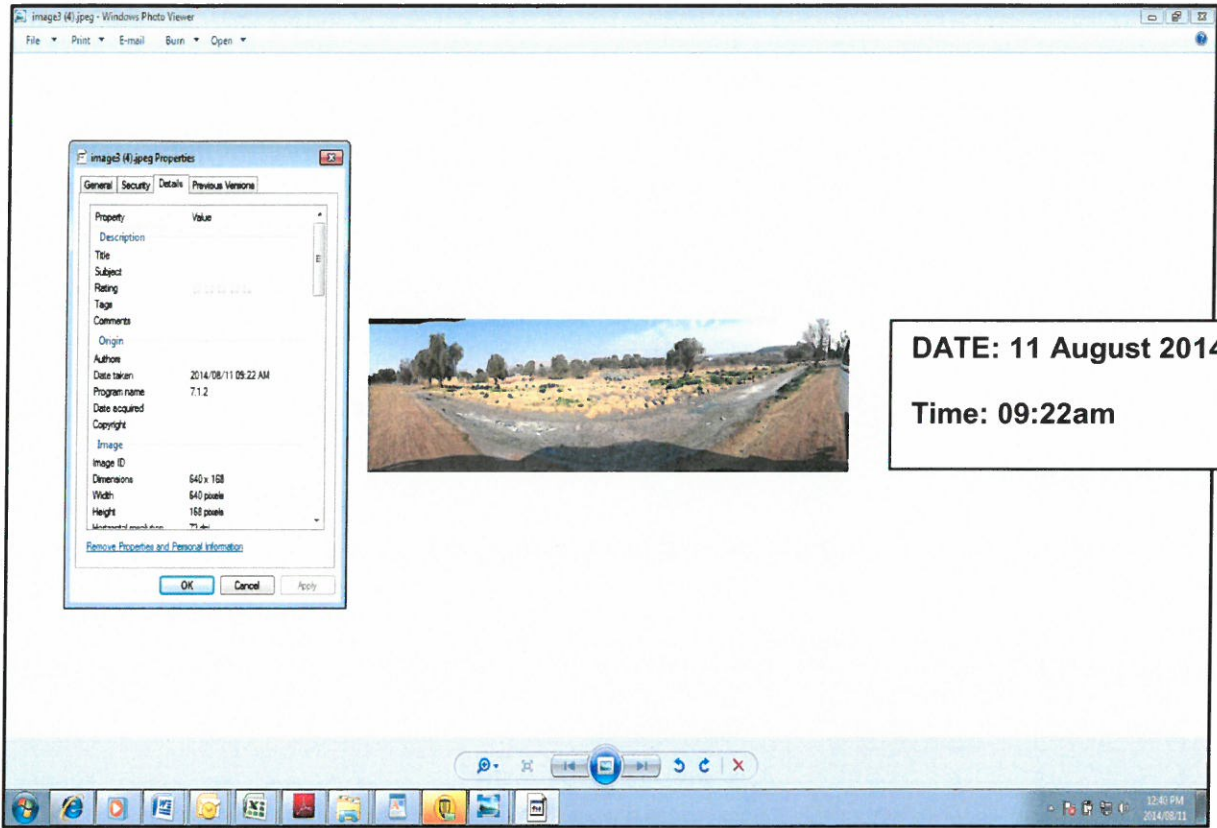
There has been another complaint brought forward to DWS, it appears that the problem has been recurring since it was first reported to the Department. There are numerous manholes that are along the Great Fish River in Cradock which have frequent sewage spilling from them.

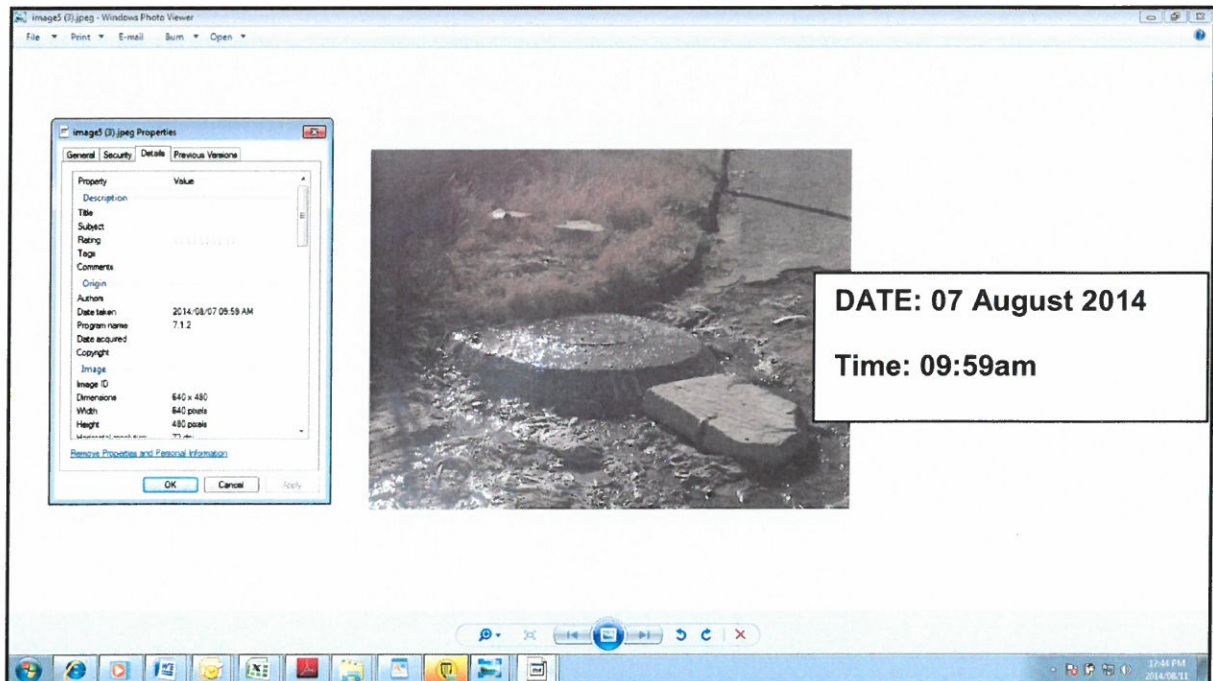
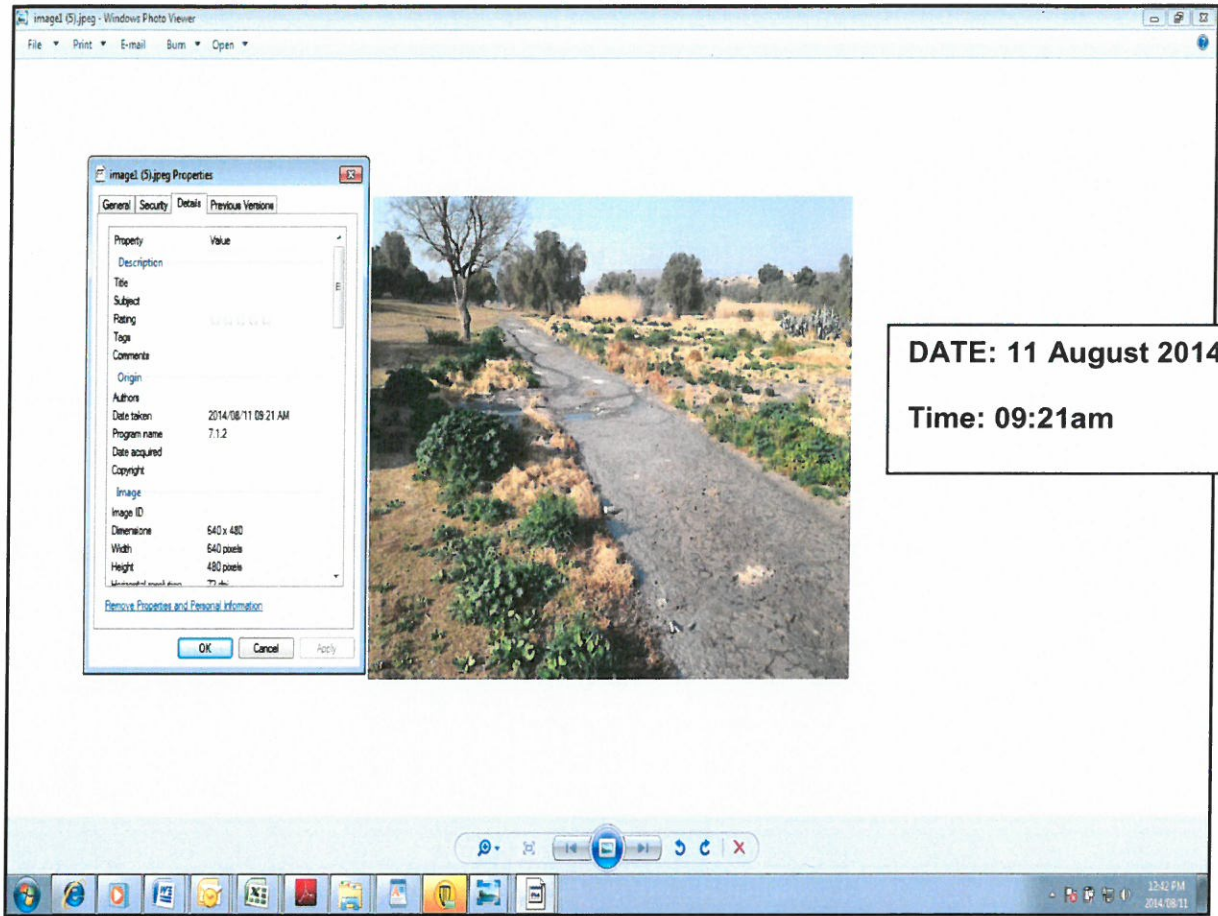
According to the National Water Act (NWA) of 1998, Section 19: ***Prevention and remedying effects of pollution: 19. (1) An owner of land, a person in control of land or a person who occupies or uses the land on which – (a) any activity or process is or was performed or undertaken; or (b) any other situation exists, which causes, has caused or is likely to cause pollution of a water resource, must take all reasonable measures to prevent any such pollution from occurring, continuing or recurring.***

Kindly note that failure to comply with this notice above under Section 19(1) will be followed with a directive in terms of *Section 19(3)a: commence taking specific measures before a given date 3(b): diligently continue with those measures; 3(c): complete them before a given date and 53(1) rectifications of contraventions* will be stipulated in terms of the NWA. Subsequent failure to comply with that constitutes an *offence* as stated in section 151 of the NWA.

Refer to the 5 attached pictures for findings observed at the polluted sites:







Department must receive a response from the Chris Hani District Municipality no later than 14 August 2014. This should be a fully detailed action plan with dates of when the short, medium and long term measures will be implemented to clean, rehabilitate and prevent this reoccurrence.

All queries may be forwarded to the Department's Regional Office. The findings at Cradock have been attached for your reference.

Yours Faithfully



Acting Catchment Manager: Ms T. Guzana

DATE: 11/08/2014