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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF WATER AND SANITATION

NO. 1066

16 SEPTEMBER 2016

LIMITING THE USE OF WATER IN TERMS OF ITEM 6 OF SCHEDULE 3 OF THE NATIONAL WATER ACT OF 1998 FOR IRRIGATION, URBAN, INDUSTRIAL AND MINING PURPOSES FROM THE POLOKWANE WATER SUPPLY SYSTEM, MUTSHEDZI, NZHELELE, NWANEDZI AND LUPHEPHE, ALBASINI, VONDO, MIDDLE LETABA, NSAMI, FLAG BOSHIELO, TZANEEN AND GLEN ALPINE SUB-SYSTEM/DAMS-LIMPOPO PROVINCIAL OPERATIONS

I, **Sifiso Mkhize**, in my capacity as Acting Director-General of the Department of Water and Sanitation, on reasonable grounds believe that a water shortage exists in the Polokwane water supply system, Nzhelele River system upstream of the Mutshedzi and Nzhelele ams catchment, the Nwanedi catchment, Luvuvhu catchment, Klein Letaba catchment and Tzaneen Dam catchment due to insufficient rains and over allocation of water, and that it is necessary to limit the taking of water from the Polokwane water supply system, Mutshedzi, Nzhelele, Nwanedi and Luphephe, Albasini, Vondo, Middle Letaba, Nsami, Flag Boshielo, Tzaneen and Glen Alpine sub-system/dams.

The Minister of Water and Sanitation may in terms of item 6 (1) of Schedule 3 to the National Water Act limit the use of water in the area concerned if the Minister on reasonable grounds believes that a water shortage exists within the area concerned. This power has been delegated to me in terms of section 63 (1) (b) of the Act.

Therefore, in my capacity as the Acting Director-General of the Department of Water and Sanitation, I hereby under delegated authority in terms of item 6 (1) of Schedule 3 to the Act limit the taking of water from the Polokwane water supply system, Mutshedzi, Nzhelele, Nwanedi and Luphephe, Albasini, Vondo, Middle Letaba, Nsami, Flag Boshielo, Tzaneen and Glen Alpine subsystem/dams by all users as follows-

1. Polokwane Water Supply System

- (a) 20% restriction (11.74 Mm³/annum) for domestic usage of 58.68 million m³/annum; therefore supply 46.94 million m³/annum

2. From Mutshedzi Dam

- (a) 50% restriction (2.83 Mm³/annum) for domestic usage of 5.65 million m³/annum; therefore supply 2.83 million m³/annum

3. From Nzhelele Dam

- (a) 40% restriction (11.60 Mm³/annum) for irrigation usage of 29.01 million m³/annum; therefore supply 17.41 million m³/annum

4. From Nwanedzi and Luphephe Dams/sub-system

- (a) 60% and 70% restriction (4.34Mm³ /annum and 10.76 Mm³/annum) for irrigation usage of 7.23 million m³/annum and

15.37 million m³/annum; therefore supply 2.93 million m³/annum and 4.61 million m³/annum respectively

5. From Albasini Dam
 - (a) 20% restriction (0.48 Mm³/annum) for domestic usage of 2.4 million m³/annum; therefore supply 1.92 million m³/annum
 - (b) 35% restriction (7.81 Mm³/annum) for irrigation usage of 22.3 million m³/annum; therefore supply 14.50 million m³/annum
6. From Vondo Dam
 - (a) 10% restriction (1.43Mm³/annum) for domestic usage of 13.83 million m³/annum; therefore supply 12.45 million m³/annum
 - (b) 20% restriction (0.80Mm³/annum) for irrigation usage of 3.99 million m³/annum; therefore supply 3.19 million m³/annum
7. From Middle Letaba Dam
 - (a) 20% restriction (4.32 Mm³/annum) for domestic usage of 21.72 million m³/annum; therefore supply 17.4 million m³/annum
 - (b) 80% restriction (7.84 Mm³/annum) for irrigation usage of 9.80 million m³/annum; therefore supply 1.96 million m³/annum
8. From Nsami Dam
 - (a) 50% restriction (4.38Mm³/annum) for domestic usage of 8.76 million m³/annum; therefore supply 4.38 million m³/annum
 - (b) 80% restriction (1.38Mm³/annum) for irrigation usage of 1.72 million m³/annum; therefore supply 0.34 million m³/annum
9. From Tzaneen Dam
 - (a) 20% restriction (1.43Mm³/annum) for domestic usage of 7.13 million m³/annum; therefore supply 5.70 million m³/annum
 - (b) 70% restriction (73.86Mm³/annum) for irrigation usage of 105.51 million m³/annum; therefore supply 31.65 million m³/annum
10. From Thabina Dam
 - (a) 45% restriction (0.49 Mm³/annum) for domestic usage of 1.08 million m³/annum; therefore supply 0.59 million m³/annum
11. From Flag Boshielo
 - (a) 30% restriction (5.82 Mm³/annum) for domestic usage of 19.4 Million m³/annum; therefore supply 13.58 million m³/annum
 - (b) 55% restriction (12.65Mm³/annum) for mining usage of 23 million m³/annum; therefore supply 10.35 million m³/annum
 - (c) 100% restriction for Irrigation usage of 5 million m³/annum; therefore no supply

12. From Glen Alpine Dam

- (d) 50% restriction (6.50 Mm³/annum) for irrigation usage of 7.27 millionm³/annum and distribution losses of 5.67 million m³/annum; therefore supply 6.50million m³/annum

The limitations apply from the date of this notice and will be automatically lifted and or intensified as and when the situation improves or worsens respectively.

In exercising the powers, I have given preference to the maintenance of the Reserve, treated all water users on a basis that is fair and reasonable, considered the actual extent of the water shortage, the likely effects of the shortage on the water users, the strategic importance of any water use and any water rationing or water use limitations by a water services institution having jurisdiction in the are concerned under the Water Services Act 108 of 1997.

Placing limitation on the taking of water use as set out in this notice is an administrative action affecting the rights of the public as contemplated in section 4 of the Promotion of Administrative Justice Act 3 of 2000 (PAJA). After I have taken into consideration all relevant factors, including those referred in section 4 (4) (b), I have decided that it is reasonable and justifiable in the circumstances to depart from the requirements referred to in section 4 (1) (a) to (e), (2) and (3) and instituted this limitation without allowing the water users affected and other role players to comment on the matter before I institute the limitation.

This notice overrides any other previous authorisation on water restrictions issued by the Department relating to this area.



ACTING DIRECTOR GENERAL: DEPARTMENT OF WATER AND SANITATION

DATE: 09/09/2016

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