

Vol. 657

**25 March
Maart 2020**

No. 43136

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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF WATER AND SANITATION

NO. 359

25 MARCH 2020

LIMPOPO PROVINCIAL OPERATIONS: 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, GLEN ALPINE DAM, DOORNDRAAI DAM, TZANEEN DAM, THABINA DAM, MODJADJI DAM, MIDDLE LETABA DAM, NSAMI DAM, ALBASINI DAM, MUTSHEDZI DAM, NZHELELE DAM, NWANEDI DAM AND LUPHEPHE DAMS

I, Mbulelo Tshangana, in my capacity as the Acting Director General of the Department of Water and Sanitation, on reasonable grounds believe that a water shortage exists in the catchment areas covering the Polokwane Water Supply System, Glen Alpine, Doorndraai, Tzaneen, Modjadji, Thabina, Middle Letaba, Nsami, Albasini, Mutshedzi, Nzhelele, Nwanedi and Luphephe dams to insufficient rains and over allocation on the water resources. It is therefore necessary to limit the taking of water from the systems/dams by imposing restrictions. The restrictions are applicable to all water abstractions from surface and/or groundwater resources, and any part of the primary catchments within which the specified Dams and/or systems fall.

The Minister of Human Settlement, Water and Sanitation may in terms of item 6 (1) of Schedule 3 to the 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, hereby under delegated authority in terms of item 6 (1) of Schedule 3 to the Act, limit the taking of water from the from Polokwane Water Supply System, Glen Alpine, Doorndraai, Tzaneen, Modjadji, Thabina, Middle Letaba, Nsami, Albasini, Mutshedzi, Nzhelele, Nwanedi and Luphephe dams, and any other source of abstraction within the catchment areas of the systems/dams, by all users.

For the Polokwane Water Supply System, the overall restriction for the system is 20%, but restrictions for individual dams of the system are as given in Table 1, while the restrictions for other dams in the Limpopo water operational region are provided in Table 2.

Table 1: Restrictions for individual dams of the Polokwane water supply system

Number	Dam/Source	Restriction (%)	
1	Dap Naude	0	
2	Ebenezer	0	
3	Flag Boshielo	0	
4	Seshego	40	
5	Molepo	0	
6	Mashashane	60	
7	Houtrivier	10	
8	Waste Water recycling	0	
9	Local Boreholes	20	
10	Other Boreholes	40	

Table 2: Restrictions for dams in the Limpopo water Operation area


Number	Dam/Source	Restriction (%)	
		<i>Domestic/Industrial</i>	<i>Irrigation</i>
1	Glen Alpine	-	100
2	Doorndraal	20	50
3	Tzaneen	20	50
4	Modjadji	50	-
5	Thabina	40	-
6	Middle Letaba	20	80
7	Nsami	20	60
8	Mutshedzi	35	-
9	Nzhelele	-	10
10	Nwanedi	-	45
11	Luphephe	-	35
12	Albasini	20	35

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 area 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 authorization on water restrictions issued by the Department relating to this area.



ACTING DIRECTOR GENERAL: DEPARTMENT OF WATER AND SANITATION

DATE: 20/01/2020