



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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Ref: 02/1/5/2

**MINISTER**

**QUESTION NO 315 FOR WRITTEN REPLY: NATIONAL COUNCIL OF PROVINCES**

A draft reply to **Mr Z Mlenzana (COPE-EC)** to the above-mentioned question is enclosed for your consideration.

**Ms Nosipho Ngcaba  
DIRECTOR-GENERAL**

DATE: 22/08/2013

**DRAFT REPLY APPROVED/AMENDED**

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

DATE: 2013/08/22

**NATIONAL COUNCIL OF PROVINCES**

**(For written reply)**

**QUESTION NO. 315      CW413E**

**INTERNAL QUESTION PAPER NO. 23)**

**DATE OF PUBLICATION: 16 August 2013**

**Mr Z Mlenzana (COPE-EC) to ask the Minister of Water and Environmental Affairs:**

- (1) Whether her department will charge the offending owners of the wrecked ship Kianu Satu for the environmental damage that were caused to the sea life, flora and fauna and Goukamma Nature Reserve by the incident; if not, why not; if so, what are the details of the (a) legal costs and (b) laws that are governing environmental incidents of this nature;
- (2) whether she will provide examples of previous actions that have been taken in the past ten years to similar incidences; if not, why not; if so, what are the relevant details?

**315. THE MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS REPLIES:**

1. No. The owner of the wrecked ship Kianu Satu has access to liability insurance, which enables affected parties to claim compensation for damages and remedial actions taken. Clean-up operations are currently being finalised by the Department of Environmental Affairs and steps have been taken to submit a compensation claim to the insurer of the vessel.
  
2. No. There were no cases in the past 10 years that led to the instigation of charges against the ship owners for environmental damage as liability insurance was mostly available. Difficulties were however encountered with two vessels that ran aground in 2009 (the MV SELI 1) and 2011 (the MV Phoenix), which were not insured and attempts to hold the foreign-based ship owners accountable were unsuccessful.

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