



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

Ref: CO198E

MINISTER

QUESTION NO. 64 FOR ORAL REPLY: NATIONAL COUNCIL OF PROVINCES

A draft reply to **Mr R A Lees (DA-KZN)** to the above-mentioned question is enclosed for your consideration.

Mr Fundisile Mketeni
DIRECTOR-GENERAL (Acting)

DATE:

DRAFT REPLY APPROVED/AMENDED

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

DATE:
NATIONAL COUNCIL OF PROVINCES

NATIONAL COUNCIL OF PROVINCES

(For Oral Reply)

QUESTION NO. 64

INTERNAL QUESTION PAPER NO. 10 CO198E

DATE OF PUBLICATION: 30 April 2013

Mr R A Lees (DA-KZN) to ask the Minister of Water and Environmental Affairs:

Whether, with reference to pump station number 5 on the New Transnet Limited Multi-Purpose Product Pipeline and the section of the pipeline that runs through the Emnambithi/Ladysmith Municipality, all the requirements of the (a) Environmental Authorisation and/or Management Plan, (b) Development Facilitation Tribunal Judgement and (c) agreements that were entered into with landowners have been adhered to; if not, (i) why not, (ii) what are the details of the requirements that have not been adhered to and (iii) what action has been or is being taken to ensure that these requirements are adhered to; if so, what are the relevant details?

Mr R A Lees (DA-KZN)

SECRETARY TO PARLIAMENT

**HANSARD
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THE MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS ANSWERS:

- a) A site inspection was conducted at Pump station 5 in response to the complaint about the possible non-compliance issues that were raised in the complaint made to the Department. The complaint was mainly around Transnet being in contravention of the Tribunal Judgement as well as specific conditions of the environmental authorisation.

The findings of the inspection indicated there was no evidence to demonstrate that Transnet was in non-compliance in respect of the lighting requirements for the pump station as contained in the Environmental Authorization. After the inspection, Transnet submitted further evidence in the form of pictures to the Department to indicate compliance.

- b) The department considered the judgement which indicated, inter alia, that the Authorisation issued by the department should be complied with and ensured that there was compliance in relation to the complaint.
- c) The department did not consider the agreements entered into by the land owners during the inspection, because this was beyond the mandate of the department and the agreements contain clauses that deal with non compliance (breach of agreement) with conditions of the agreement.