
GOVERNMENT NOTICE

DEPARTMENT OF WATER AFFAIRS

No. 734

20 August 2010

NATIONAL WATER ACT, 1998

NOTICE REQUIRING PERSONS TO APPLY FOR A WATER USE LICENCE IN TERMS OF SECTION 43(1) OF THE NATIONAL WATER ACT FOR THE PURPOSE OF COMPULSORY LICENSING

The Acting Director-General of the Department of Water Affairs, duly authorised in terms of section 63 of the National Water Act, 1998 (Act No. 36 of 1998) ["the Act"] recommended on 26 July 2010 that it is desirable that within the Jan Dissels River catchment in the Western Cape geographic area, the provisions relating to compulsory licensing be brought into effect for all persons who wish to use water in respect of:

Section 21(a) taking water from surface and groundwater resources; and,

(b) storage of water.

This is due to the following reasons -

(a) to achieve a fair allocation of water from a water resource in accordance with section 45 -

(i) which is under water stress; or

(ii) when it is necessary to review prevailing water use to achieve equity in allocations;

(b) to promote beneficial use of water in the public interest;

(c) to facilitate efficient management of the water resource; or

(d) to protect water resource quality.

Therefore, I, Rashid Khan, in my capacity as Chief Director: Western Cape Region of the Department of Water Affairs and duly authorised, request that in terms of section 43(1) of the Act that all persons who wish to use water under the aforementioned section 21 water uses within the Jan Dissels River catchment geographic area set out

below must submit a completed licence application for such use no later than **60 days from the date of this Notice**.

All water users whose use falls within an existing lawful water use in terms of section 32 of the Act must also submit a licence application.

Water users who exercise an entitlement in terms of general authorisation No 399 as published in the *Government Gazette* No. 36187 dated 26 March 2004 must also apply for a licence.

Water users who have been issued with a licence in respect of any of the aforementioned water uses in terms of the Act within the Jan Dissels River catchment geographic area need not re-apply for a licence, but must submit to either of the addresses below, a copy of their licence.

The Jan Dissels River catchment geographic area consists of the following areas and incorporates the following water resources:

Surface- and ground-water in the Jan Dissels River catchment and its tributaries – Dwars River, Tierhoek River, Klip River and Taaiboschkraal River. The Olifants River at the confluence with the Jan Dissels River and the Clanwilliam Canal distributing water from the Clanwilliam Dam.

The Jan Dissels River catchment area originates in the Cederberg mountain range near Algeria. The upper half of the catchment is pristine wilderness area. The catchment includes Clanwilliam town, especially on the floodplain between the Jan Dissels and the Olifants Rivers. The confluence with the Olifants River is a short distance down-stream of Clanwilliam Dam. All these areas are included in this notice.

Licence application forms can be obtained from:

- (i) The Western Cape Regional Office in Bellville;
- (ii) The DWA Area office in Clanwilliam situated in the old Agriculture School building on the Augsburg Farm at Clanwilliam; or
- (iii) Downloaded from the Department of Water Affairs website: [www//dwa.gov.za](http://www.dwa.gov.za).


All licence applications must be in the form and contain the information determined by the responsible authority and must contain a licence fee of R 114.00, which fee includes VAT.

Completed licence application forms must be submitted to:

- (i) The Western Cape Regional Office in Bellville; or
- (ii) The DWA Area office in Clanwilliam situated in the old Agriculture

School building on the Augsburg Farm at Clanwilliam.

After the closing date for the submission of licence applications, all the applications will be evaluated in terms of section 45(1) of the Act and a proposed allocation schedule reflecting the quantity of water to be assigned or allocated from the water resource(s) will be published in the *Gazette* inviting written objections.



CHIEF DIRECTOR: Western Cape Region

Date: 10 Aug 2010
