

DEPARTMENT OF WATER AND SANITATION

NO. 4081

17 November 2023

TRANSFORMATION OF UNDERBERG IRRIGATION BOARD INTO UNDERBERG WATER USER ASSOCIATION IN TERMS OF SECTION 98(6) OF THE NATIONAL WATER ACT (NO.36 OF 1998)

I, Senzo Mchunu, the Minister of Water and Sanitation, hereby declare in terms of section 98(6) of the National Water Act, 1998 (Act No. 36 of 1998) that –

- (a) The Underberg Water User Association is established.
- (b) The Association's name is the Underberg Water User Association.
- (c) The Water User Association is Water User Association is located in the province of KwaZulu-Natal within the Pongola – Mtavuna Water Management Area in the Greater Harry Gwala District Municipality and within the boundaries of Nkosazane Dlamini Zuma Local Municipality. The area of operation includes the Mzimude and Mzimkhulu Rivers and tributaries and extends from where these two rivers exit the Maloti Drakensberg Park to the confluence of the Mzimkhulu and Pholela rivers. The proposed area includes number of privately owned dams.
- (d) Any other water resource(s) and/or waterworks situated outside the area described in paragraph (c) above, the Department of Water and Sanitation or the responsible authority may request the Water User Association to control, which is situated under Water Management Area number 3 in the National Water Resource Strategy 3 (NWRS3) in the Province of the KwaZulu Natal.
- (e) Delegation of powers and functions of the Water User Association is per the delegations of 31 March 2023 which will be provided to the Water User Association.
- (f) The constitution of the Underberg Water User Association has been approved.



**MR SENZO MCHUNU, MP
MINISTER OF WATER AND SANITATION**

DATE: 31/10/23