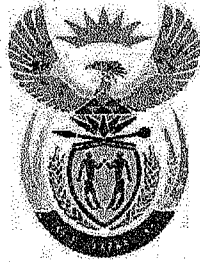


Bewaar

Dit is baie belangrik
dokument



water affairs

Department:
Water Affairs
REPUBLIC OF SOUTH AFRICA

WESTERN CAPE REGION
PRIVATE BAG X16, SANLAMHOF, 7532

Tel.: 021 941 6295, Fax: 086 579 4133, E-mail: Nthungenin@dwa.gov.za

Enquiry: N. Nthungeni
File number: 27/2/1/H740/103/1

Mechau Viljoen Familie Trust
P O Box 651
ROBERTSON
6705

Dear Sir/Madam

**APPLICATION FOR WATER USE LICENSE APPLICATION IN TERMS OF
SECTION 40 AND 41 OF THE NATIONAL WATER ACT, 1998 (ACT 36 OF 1998):
TAKING WATER FROM A WATER RESOURCE: REMAINDER OF PORTION 38 (
A PORTION OF PORTION 18) OF THE FARM UITNOOD NO 129: ROBERTSON**

Your Water Use License Application has reference.

Attached please find the original Water Use License number 19/H40K/B/2471 dated 18 June 2014 that was issued in regard to the above-mentioned application.

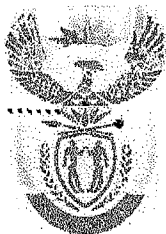
Please ensure that all conditions within the License are adhered to.

Water use charges or levies will be imposed from time to time by responsibly authority or the Department in terms of the Raw Water pricing Strategy as published.

If you need further information, you are welcome to contact this office.

Yours faithfully

WESTERN CAPE: CHIEF DIRECTOR
DATE: 26 June 2014



water affairs

Department:
Water Affairs
REPUBLIC OF SOUTH AFRICA

Private Bag X313, Pretoria, 0001, Sedibeng Building, 185 Francis Baard Street, Pretoria,
Tel: (012) 336-7500 Fax: (012) 323-4472 / (012) 326-2715

LICENCE IN TERMS OF CHAPTER 4 OF THE NATIONAL WATER ACT, 1998 (ACT NO. 36 OF 1998) (THE ACT)

I, **Trevor Balzer**, in my capacity as Director-General (Acting) in the Department of Water Affairs and acting under authority of the powers delegated to me by the Minister of Water and Environmental Affairs, hereby authorise the following water uses in respect of this licence.

SIGNED: _____

DATE: _____

12/06/2014

**LICENCE NO: 19/H40K/B/2471
FILE NO: 27/2/1/H740/103/1**

1. **Licensee:**
Postal Address
Mechau Viljoen Familie Trust
P. O. Box 651
Robertson
6705
2. **Water Use:**
 - 2.1 **Section 21(b) of the Act:** **Storing of water, subject to conditions as set out in Appendices I and II.**
3. **Property in respect of which the licence is issued**
 - 3.1 **Remainder of Portion 38 (A Portion of Portion 18) of the Farm Uitnood No 129, Robertson.**
4. **Registered owner of the Property**
 - 4.2 **Mechau Viljoen Familie Trust**
5. **Licence and Review Period**
 - 5.1 **This licence is valid for a period of twenty (20) years from the date of issuance, and it may be reviewed every five (5) years.**

PJ

6. Definitions

Any terms, words and expressions as defined in the National Water Act, 1998 (Act 36 of 1998) shall bear the same meaning when used in this license.

"The Regional Head" means the Regional Chief Director: Western Cape, Department of Water Affairs, Private Bag X 16, Sanlamhof, 7532.

"The Act" means the National Water Act, 1998 (Act 36 of 1998).

7. Description of activity

This licence authorises Mechau Viljoen Familie Trust for the storage of scheduled water under the Central Breede River Water Users Association with a maximum storage volume of 340 000 m³ (three hundred and forty thousand cubic meters) per annum. The location of the dam is 33°51'34.53"S and 19° 51'30.09"E.

APPENDIX I

General conditions for the licence

1. This licence is subject to all applicable provisions of the National Water Act, 1998 (Act 36 of 1998).
2. The responsibility for complying with the provisions of the licence is vested in the Licensee and not any other person or body.
3. The Licensee must immediately inform the Regional Head of any change of name, address, premises and/or legal status.
4. If the property in respect of which this licence is issued is subdivided or consolidated, the Licensee must provide full details of all changes in respect of the properties to the Regional Head of the Department within 60 days of the said change taking place.
5. If a water user association is established in the area to manage the resource, membership of the Licensee to this association is compulsory.
6. The Licensee shall be responsible for any water use charges or levies imposed by a Regional Head.
7. While effect must be given to the Reserve as determined in terms of the Act, where a desktop determination of the Reserve has been used in issuance of a licence, when a comprehensive determination of the Reserve has finally been made; it shall be given effect to.
8. When compulsory licensing is implemented for the water resource in respect of which this licence was issued, the water use authorized in this licence could be subject to appropriate reduction.
9. The licence shall not be construed as exempting the Licensee from compliance with the provisions of any other applicable Act, Ordinance, Regulation or By-law.
10. The licence and amendment of this licence are also subject to all the applicable procedural requirements and other applicable provisions of the Act, as amended from time to time.
11. The Licensee shall conduct an annual internal audit on compliance with the conditions of licence. A report on the audit shall be submitted to the Regional Head within one month of the finalisation of the audit.
12. The Licensee shall appoint an independent external auditor to conduct an annual audit on compliance with the conditions of this licence. The first audit must be conducted within 3 (three) months of the date this licence is issued and a report on the audit shall be submitted to the Regional Head within one month of finalisation of the report.
14. Any incident that causes or may cause water pollution must be reported to the Regional Head or his/her designated representative within 24 hours.

APPENDIX II

Section 21(b) of the Act: Storing of water

1. Storing of water

- 1.1. The Licensee is authorised to store a maximum quantity of three hundred and forty thousand cubic meters of water at the storage facility as set out in Table 1 below.

Table 1: Summary of authorised storage dam

Name of Dam	Property	Capacity	Co-ordinates
Uitnood #2	Portion 38 (A Portion of Portion 18) of the Farm Uitnood No 129, Robertson.	340 000 m ³	33°51'34.53"S ; 19° 51'30.09"E

- 1.2. The Licensee must obtain any proprietary rights or servitudes at its own cost.
- 1.3. The Licensee is not indemnified from any detrimental effect that the dam(s) may have on other properties. The Department does not accept any responsibility or liability for any damages or losses that may be suffered by any other party as a result of the construction and utilisation of the dams.
- 1.4. No additional water storage facilities can be constructed on the property without prior written consent of the Minister or Regional Head.

2. Monitoring Requirements

- 2.1 The Licensee is not indemnified from any detrimental effect that the dam(s) may have on other properties. The Department does not accept any responsibility or liability for any damages or losses that may be suffered by any other party as a result of the construction and utilisation of the dam.
- 2.2 The Licensee shall establish a monitoring programme and the date and time of monitoring in respect of each sample taken shall be recorded together with the results of the analysis as well as other significant information (low flow, flooding, pollution incident, etc.).
- 2.3 The quantity of water stored shall be recorded as at the last day of each month.

3. Dam Safety Requirements

- 3.1 The construction, operation, and maintenance of all dam facilities classified as a dam with a safety risk, must be carried out under supervision of a Professional Civil Engineer, registered under the Engineering Profession of South Africa Act.1990 (Act 114 of 1990).

- 3.2 The Licensee shall supply any information, drawings, specifications, design assumptions, calculations, documents and test results when requested by the Regional Head.
- 3.3 An approved professional person must be appointed to carry out a dam safety evaluation annually and must:
- 3.3.1 Consider whether the safety norms pertaining to the design, construction, monitoring, operation, performance and maintenance of the dam satisfy acceptable dam engineering practices.
- 3.3.2 Compile a report on the matters contemplated above according to the prescribed requirements and submit the signed and dated report to the owner of the dam within the prescribed period.
- 3.4 The Licensee is not exempted from compliance with the provisions of the Regulations published under Government Notice No. 139 of 24 January 2012, in terms of section 123 of the National Water Act, 198.

4 Construction of Dam

- 4.2 The as-built plans and specifications of the dam must be submitted to the Regional Head for his/her records.
- 4.3 The applicant must implement Erosion prevention Plan as described in the Record of Decision from the Department of Environmental Affairs and minimise any negative impacts that may result during construction.
- 4.4 The Government reserves the right to construct storage works at any time in any stream and to store all surplus water reaching the dam and to control the allocation of such water.

[END OF LICENCE]

Bewaar Wit Noed damme



water affairs

Department:
Water Affairs
REPUBLIC OF SOUTH AFRICA

National Register of Water Use Certificate 29000624

National Register of Water Use Certificate 29000624, issued in terms of the regulations requiring that a Water Use be registered, promulgated under Section 26(1)(c) of the National Water Act(Act 36 of 1998) to

Applicant

Applicant Type: COMPANY
Name: MECHAU VILJOEN FAMILIE
Enterprise Type TRUST
Business Registration Number: IT748/2009
Postal Address: PO BOX 275
ROBERTSON
6705
VAT Registration Number: 4960134510

Water Management Area

Name: BREEDE

Register Status

Status: ACTIVE

Water Use(s)

Section 21(a) Taking water from a water resource.

Section 21(b) Storing water.

See attached Annexure(s)

MHail

Office: Breede-overberg Cma
Regional Office: Western Cape Region
CMA: BREEDE-OVERBERG
CATCHMENT MANAGEMENT AGENCY

BREEDE - OVERBERG CMA

25-03-2014

Date stamp of issuing office

DISCLAIMER :

This registration certificate:

- 1 is not an acknowledgement of an entitlement to the registered water use;
- 2 may NOT be used to create the impression that it is proof of a water use entitlement. By virtue of section 22(1) of the National Water Act, the only documents that may be used as proof of a water use entitlement, are:
 - 2.1 a licence;
 - 2.2 an official document stating the extent of existing lawful water use pursuant to sections 33 or 35 of the National Water Act;
 - 2.3 a general authorisation as published in the Gazette; or
 - 2.4 Schedule 1 of the National Water Act.

Notes:

- If an entitlement for the specific water use referred to in this certificate has been confirmed by the Department, it may be indicated as such in this certificate.
- If the responsible authority has dispensed with the requirement for a licence for a specific water use, no water use entitlement is needed for that use under the National Water Act.

- 3 is issued without alterations or erasures and is invalid if it contains alterations not in conformity with the Department's official copy; and in substitution of any National Register of Water Use Certificate the Department may have previously issued and the information is valid as at the date of issue.

National Register of Water Use Certificate 29000624

Taking water from a water resource in terms of Section 21(a) of the National Water Act

Water Use Identification

Register Number: 29000624
Water Use Number: 1
Water Use Start Date: 1998/10/01
Water Use Status Date: 2014/03/25
Water Use Status: REGISTERED

Property Where Water Use Occurs

Property Name: UITNOOD
Property Number: 129
Portion of Property: 38
SG Cadastral Code: C06500000000012900038
Deeds Office: CAPE TOWN
Registration Division: ROBERTSON
Registration Division Province: WESTERN CAPE

WON/Property Relationship Details

Surveyor General Office:	CAPE TOWN
Relationship Start Date	Relationship End Date
1998/10/01	

Property Name: PLAAS 291
Property Number: 291
Portion of Property: 0
SG Cadastral Code: C06500000000029100000
Deeds Office: CAPE TOWN
Registration Division: ROBERTSON
Registration Division Province: WESTERN CAPE

WON/Property Relationship Details

Surveyor General Office:	CAPE TOWN
Relationship Start Date	Relationship End Date
1998/10/01	

National Register of Water Use Certificate 29000624

Storing water in terms of Section 21(b) of the National Water Act: Dam Registration

Water Use Identification

Register Number: 29000624
Water Use Number: 2
Water Use Start Date: 2002/04/01
Water Use Status Date: 2014/03/25
Water Use Status: REGISTERED

Lawfulness Authentication

Finding: LAWFULNESS STILL TO BE DETERMINED
Finding Date: 2014/03/19
Finding Reason:
Finding Confirmed: YES

Water Use Details for Raw Water Dam

Water Use Sector(s)(i.e. Purpose(s) of Water Use): AGRICULTURE: IRRIGATION

Quaternary Drainage Region: H40K

Dam Details

Dam Name: UITNOOD DAM NO1
Name of Watercourse: KEISERS RIVER
Centre of Dam Wall: Latitude Longitude
33° 52' 9.3" south 19° 52' 49.5" east
Datum Type: WGS-84
Centre of River at the point where river crosses the Dam wall: Latitude Longitude

Datum Type:
Capacity: 200 THOUSAND CUBIC METRES
Billable Dam: NO
Safety Risk Dam: NO
Completed: YES
Date of Completion: 2001/10/01

Water Use Sector(s)(i.e. Purpose(s) for Storing of Water): AGRICULTURE: IRRIGATION

National Register of Water Use Certificate 29000624

Storing water in terms of Section 21(b) of the National Water Act: Dam Registration

Water Use Identification

Register Number:	29000624
Water Use Number:	2
Water Use Start Date:	2002/04/01
Water Use Status Date:	2014/03/25
Water Use Status:	REGISTERED

DISCLAIMER :

This registration certificate:

- 1 is not an acknowledgement of an entitlement to the registered water use;
- 2 may NOT be used to create the impression that it is proof of a water use entitlement. By virtue of section 22(1) of the National Water Act, the only documents that may be used as proof of a water use entitlement, are:
 - 2.1 a licence;
 - 2.2 an official document stating the extent of existing lawful water use pursuant to sections 33 or 35 of the National Water Act;
 - 2.3 a general authorisation as published in the Gazette; or
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Notes:

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National Register of Water Use Certificate 29000624

Storing water in terms of Section 21(b) of the National Water Act: Dam Registration

Water Use Identification

Register Number: 29000624
Water Use Number: 3
Water Use Start Date: 2002/04/01
Water Use Status Date: 2014/03/25
Water Use Status: REGISTERED

Property Where Water Use Occurs

Property Name: UITNOOD
Property Number: 129
Portion of Property: 38
SG Cadastral Code: C06500000000012900038
Deeds Office: CAPE TOWN
Registration Division: ROBERTSON
Registration Division Province: WESTERN CAPE
Surveyor General Office: CAPE TOWN
WUN/Property Relationship Details

Relationship Start Date	Relationship End Date
2002/04/01	