

ALFRED NZO DISTRICT MUNICIPALITY

WATER & SANITATION SERVICES BY-LAW: OFFENCES AND FINES

Section Contravened	Description of Offence	Proposed Fine (1)	Approved Fine (2)
17	Consumer failing to advise Municipality of a change in the purpose or extent to which water services is changed from the agreement and entering into a new agreement.	R500	
18(3)	Unauthorised installation of a connection pipe.	R1000	
18(4)	Commencing the development of a premises where the Municipality has not installed a connection pipe and meter.	R1000	
20(3)(a)	Where the Municipality has installed a single measuring device, failing to install and maintain on each branch pipe extending from the connection pipe to the different accommodation units - (i) a separate measuring device (ii) an isolating valve	R500 R500	
20(6)	Failing, upon request, to reduce the number of connection points and alter his or her water installation accordingly	R1000	
21(1)	Failing to ensure that no inter-connection exists between – (a) the water installation on his or her premises and the water installation on other premises (b) where several accommodation units are situated on the same premises, between the water installations of the accommodation units.	R1000 R1000	
21(2)(a)	Failing to obtain written consent to interconnect.	R500	
28(1)	Unauthorised pollution of - (a) water in a reservoir or other	R2000	

	<p>place controlled by the Municipality.</p> <p>(b) water or the environment including streams, rivers and dams.</p>	R2000	
28(2)(a)	Depositing rubbish, night-soil, industrial waste or other matter which may cause pollution on a catchment area designated by notice.	R1000	
28(2)(b)	Failing to deposit rubbish, night soil, industrial waste or other matter at places designated by notice boards or in receptacles provided.	R1000	
29(1)	<p>Failing to provide and maintain approved measures to prevent the entry of a substance which may be a danger to health or adversely affect the possibility of water or affect its fitness for use into -</p> <p>(a) the water supply system; and</p> <p>(b) any part of the water installation on his or her premises.</p>	R1000 R1000	
30(i)	<p>Failing to comply with notice to prohibit or restrict the consumption of water for -</p> <p>(aa) specified purposes</p> <p>(bb) during specified hours or on specified days</p> <p>(cc) in a specified manner</p>	R1000 R1000 R1000	
30(ii)	<p>Failing to determine and impose -</p> <p>(aa) a limit on the quantity of water that may be consumed over a specified period.</p>	R1000	
30(iii)	<p>Failing to impose restrictions or prohibitions on -</p> <p>(aa) the use or disposition of an appliance by means of which water is used or consumed; or</p> <p>(bb) the connection of such appliances to the water</p>	R500 R500	

	installation.		
30(4)(a)	Failing to comply with notice to take measures for restricting the flow of water.	R1000	
31(6)	Failing to provide a storage tank for the continuous supply of water for the work undertaken on the premises which storage tank - (a) does not comply with the specification for water storage tanks as stipulated in SABS 0252 Part 1; and (b) has a capacity of less than 24 hours water supply.	R1000 R1000	
32(3)	In respect of the installation by the Municipality of a measuring device, failing to - (a) provide a suitable place to install it; (b) ensure that unrestricted access is available at all times; (c) provide for its protection; (d) ensure that no connection is made to the pipe in which the measuring device is installed, between the measuring device and the connection pipe serving the installation; (e) provide for the drainage of water which may be discharged, from the pipe in which the measuring device is installed; or (f) using any fitting, machine or appliance which causes damage to any meter.	R500 R500 R500 R500 R500 R500	
32(4)	Unauthorised (a) disconnection of a measuring device (b) breaking a seal or in any other way interfering with a measuring device.	R500 R500	

37	Unauthorised laying or construction of a pipe, in or under a street or on other land owned by the Municipality.	R1000	
38(1)	Failing to undertake an annual water audit within one month after the end of a financial year	R1000	
38(2)	Failing to provide a copy of the audit for inspection.	R500	
38(3)	Failing to provide the prescribed information in the water audit.	R500	
40(1)	Failing to use a plumber to - (a) do installation work; (b) replace a fixed water heater; (c) inspect, disinfect, test a water installation; (d) service, repair or replace a back flow preventer; or (e) install, maintain or replace a meter.	R1000 R1000 R1000 R1000 R1000	
40(2)	Engaging a person who is not a plumber.	R1000	
42(1)	Failing to maintain a water installation.	R500	
42(3)	Failing to install an isolating valve - (a) in the case of a meter installed outside the boundary, at a suitable point on a service pipe immediately inside the boundary of the property; and (b) in the case of a meter installed on the premises, at a suitable point on his or her service pipe.	R1000 R1000	
43(1)	Unauthorised installation of a pipe or water fitting that is not included in the schedule of approved pipes and fittings.	R500	
45(1)	Installing a shower head with a maximum flow rate greater than 10 litres per minute where - (a) the dynamic water pressure is more than 200 kPa at a shower control	R500	

	valve; and (b) the plumbing has been designed to balance the water pressures on the hot and cold water supplies to the shower control valve.	R500	
45(2)	Exceeding the maximum flow rate of six litres per minute from any tap installed on a wash hand basin.	R500	
47(4)	Failure to return the portable meter and all other fittings and apparatus in respect of the temporary supply of water from a fire hydrant.	R500	
48(1)	Sinking a borehole on premises situated in a dolomite area	R2000	
48(4)	Failing to comply with notice in respect of - (a) notification of the existence of a borehole on the prescribed forms; (b) notification of intention to sink a borehole on the prescribed forma.	R500 R500	
49(2)	Supplying water to a fire extinguishing installation in contravention of Section39(2)(c).	R1000	
51	Failure to comply with the following requirements in respect of fire extinguishing services - (a) not using a dual pipe system if boosting of the system is required; (c) installing combined installations, where a booster pumping connection is provided when designs have not been approved; (d) all pipes and fittings do not comply with the prescribed specifications.	R1000 R1000 R1000	
56(1)	Failure to install a header tank for a sprinkler installation.	R1000	
56(3)	Where a sprinkler installation is provided with a duplicate supply from a separate main, failure to equip each supply pipe with a reflux valve.	R1000	

57(1)	Failure to seal, or breaking a seal, on a private hydrant or hose-reel.	R500	
57(2)	Failure to provide 48 hours written notice prior to a fire extinguishing installation being serviced and tested.	R500	
58(1)	Failure to connect a sewage installation to the Municipality's sanitation system.	R2000	
58(2)	Failure to comply with notice to connect to the sanitation system.	R2000	
60(1)	Discharging sewage or other substance, which does not comply with the standards and criteria set out in Section 59, into the sewage disposal system or sea outfalls	R2000	
60(2)	Permitting storm water to enter the sewage disposal system.	R500	
60(3)	Failure to comply with notice to conduct periodic expert inspections.	R1000	
60(4)	Failure to advise the Municipality of the details of an observed contra-vention in terms of sub-sections (1) and (2).	R500	
61(1)	Failure to make application, in the prescribed manner, for on-site sanitation services in terms of a services agreement.	R500	
62(1)	Unauthorised use of on-site sanitation services which are not connected to the Municipality's sanitation system.	R1000	
62(2)	Failure to provide the Municipality with evidence that the sanitation facility is not likely to have a detrimental effect on health or the environment.	R500	
63(2)	Siting an on-site sewage treatment plant nearer than three metres to any dwelling unit or boundary.	R2000	
63(3)	Failure to dispose of effluent from an on-site sewage treatment plant by approved french drains	R2000	
63(4)	Failure to ensure that a septic tank is watertight, securely covered and provided with gas-tight means of access to its interior.	R1000	
63(5)	Failure to ensure that a septic tank serving a dwelling meets the	R2000	

	prescribed specifications.		
63(6)	Failure to ensure that the design of septic tanks serving premises other than a dwelling has the approval of the Municipality.	R2000	
64(2)	Failure to ensure that a french drain is correctly situated.	R2000	
64(3)	Failure to ensure that the dimensions of a french drain, or similar installation, meets prescribed requirements.	R2000	
64(4)	Failure to obtain Municipal approval for a french drain servicing premises other than a dwelling.	R1000	
65(2)	Failing to ensure that rain water, storm water or non-approved effluent is discharged into a conservancy tank.	R2000	
65(3)	Failure to ensure that a conservancy tank meets the prescribed siting and installation requirements.	R2000	
65(5)	Failure to provide vehicular access to a conservancy tank that complies with prescribed specifications.	R500	
65(6)	Failure to maintain a conservancy tank in good order and condition at all times.	R1000	
67(1)	Failing to ensure that a disused conservancy tank is completely removed or filled with earth.	R2000	
70(3)	Unauthorised installation of a connecting sewer.	R1000	
70(5)	Commencing with any development on any premises before the Municipality has installed a connecting sewer.	R1000	
73(1)&(2)	Failure to ensure that no interconnection exists between the drainage installation on a premises and the drainage installation on other premises.	R1000	
77(8)	Failure to assess the quality of industrial effluent discharged, conducting the prescribed tests and reporting the results.	R2000	
79(3)	Failing to ensure that a drainage installation complies with Building	R1000	

	Regulations and the standards prescribed in the Act.		
79(4)	Permitting the entry of a liquid or solid substance to any drainage installation before the drainage installation has been connected to the sewer.	R2000	
80(1)	Constructing or installing a pit latrine in an unapproved manner.	R2000	
80(2)	Failing to ensure that a pit latrine conforms to prescribed specifications.	R2000	
80(3)	Siting a pit latrine that is not independent of the residential structure and is inaccessible to a road vehicle having a width of 3 metres.	R2000	
80(4)	Pit latrine not lined with an impermeable material that will not crack under stress where there is danger of polluting an aquifer.	R2000	
80(5)	Allowing more than one household to use a pit latrine.	R1000	
80(6)	Failing to provide water for hand washing within 10 metres of a pit latrine.	R500	
81(1)	Disconnecting a drainage installation from the connection point.	R500	
81(2)	Failure to destroy or entirely remove from the premises any disconnected part of a disused drainage installation.	R500	
82	Unauthorised laying of a drain on, in or under a street.	R1000	
84(3)	Failing to ensure the permanent visibility of sewage manholes and cleaning eyes.	R1000	
85	Drainage installations do not comply with SABS 0252 and the Building Regulations.	R1000	
87(1)	Permitting an accumulation of grease, oil fat etc. in any trap or fitting thereby causing a blockage or ineffective operation.	R1000	
87(2)	Failing to take steps to clear a blockage.	R1000	
87(3)	Failure to inform th Municipality of a blockage in a sewer system.	R1000	
87(4)	Removal of a blockage by person other than a plumber.	R1000	

89(1)	Failing to pass specified industrial effluent through approved tanks before it is allowed to enter any sewer.	R2000	
89(2)	Failing to intercept and retain a substance that gives off an inflammable or noxious vapour in a tank or chamber before it enters a sewer.	R2000	
89(3)	The tank or chamber described in sub-section (2) does not meet prescribed specifications.	R2000	
89(4)	Failing, in respect of a tank described in sub-section (2), to - (a) regularly remove grease, oil, fat etc; and (b) maintain a register in the prescribed manner and format.	R1000 R1000	
90(1)	Unauthorised installation of any mechanical appliance for the raising or transfer of sewage in terms of the Building Regulations.	R1000	
90(4)	A mechanical appliance installed for the raising or transfer of sewage does not comply with prescribed specifications.	R1000	
90(5)	Failing to install a duplicate mechanical appliance and ensuring that each appliance will begin to function automatically in the event of failure of the other.	R1000	
90(6)	Causing a nuisance through noise or smell by locating and operating a mechanical appliance and failing to effectively ventilate every compartment where it operates.	R1000	
90(8)	Sewage storage tank not provided in conjunction with a mechanical appliance in certain cases.	R1000	
90(9)	Sub-section (8) sewage storage tank does not meet prescribed specifications.	R1000	
90(10)	Storage tank and stilling chamber not provided with ventilation.	R1000	
92	The top level of service access holes,	R1000	

	inspection chambers and gullies are not above the 1 in 50 years flood level		
93(a)	Unauthorised entry to the area of a sewage disposal system.	R1000	
93(b)	Unauthorised entry to a structure used by the Municipality as a sewage disposal system.	R1000	
94(a)	Unauthorised interference or tampering with a sewage disposal system.	R1000	
94(b)	Unauthorised connection to a sewage disposal system	R1000	
94(c)	Unauthorised construction of a building or raising / lowering the ground level within an area that is subject to a sewer servitude.	R1000	
95(1)	Damaging or endangering a sewage disposal system.	R1000	
95(2)	Failing to ascertain whether any part of a sewage disposal system is situated on the land where work is to be performed.	R1000	
97(1)	Preventing or restricting access to a sewage disposal system.	R1000	
99(1)	Unauthorised discharge of industrial effluent into the sanitation system.	R1000	
100(2)	Failure to lodge application to provide sanitation services and to discharge industrial effluent before constructing a trading facility.	R1000	
103(1)	Failing to ensure that no industrial effluent is discharged into the sewage disposal system unless the industrial effluent complies with the standards and criteria set out in Schedule 1, Part A and Part B, which Schedule refers.	R1000	
104(3)	Unauthorised proposed changes to the composition of industrial effluent.	R2000	
104(4)	Failing to inform the Municipality, within 12 hours, that industrial effluent does not comply with the standards in Schedule 1.	R500	
107(1)	Unauthorised discharge of sewage, by road haulage, into the Municipality's sewage treatment plants.	R2000	

108	When delivering sewage by road haulage, failing to - (a) arrange the time and place of delivery; and (b) establishing the nature and composition of the sewage prior to discharge.	R2000	
113(1)	A person who is not a plumber - (a) doing sanitation installation work; (b) inspecting, disinfecting and testing a drainage installation, fire installation or storage tank; (c) servicing, repairing or replacing a backflow preventer; (d) installing, maintaining or replacing a meter.	R1000 R1000 R1000 R1000	
113 (2)	Engaging a person who is not a plumber to do the work referred to in sub-section (1).	R1000	
114(1)	Unauthorised use of unapproved pipes and water fittings in an installation.	R1000	
116	Installing a cistern with a capacity of greater than nine litres.	R1000	
120(1)	A water services intermediary not providing water services to intended beneficiaries.	R1000	
120(2)	A water services intermediary failing to meet minimum quality, quantity and sustainability requirements of the Act.	R1000	
121(1)	A water services intermediary charging for water services at a price that does not comply with any norms and standards prescribed in the Act.	R1000	
121(2)	A water services intermediary not providing subsidised water services.	R1000	
133	Failing to comply with written request to provide information.	R500	
136(1)	(a) obstructing or hindering the Municipality in the exercise of its powers; (b) using, tampering or interfering with municipal	R1000 R1000	

	(d) equipment, water supply system sanitation system and reticulation network etc; failing to comply with a written request in terms of Section 134.	R1000	
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I hereby certify that the admission of guilt fines listed in Column 2 above as submitted by the Oudtshoorn Municipality of have been approved by me in terms of Section 57(5)(a) and 341(5) of the Criminal Procedure Act, 51 of 1977, for the Magisterial District of:

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This determination replaces any previous determination for the said Magisterial District.

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Magistrate

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Date Stamp