

07 August 2019

To: Ms L Tredoux  
The Acting Municipal Manager  
City of Tshwane  
c/o: Ms Ninette Botha  
Email ([citymanager@tshwane.gov.za](mailto:citymanager@tshwane.gov.za))

Email ([jhollenbach@sahrc.org.za](mailto:jhollenbach@sahrc.org.za))

CC: Hon. Mr. L. Maile MPL  
The Gauteng MEC for COGTA  
Email ([Imaile@gpl.gov.za](mailto:Imaile@gpl.gov.za))

And to: Mr Sandile Mkhize  
Chief Executive  
Magalies Water Board  
Email ([info@magalieswater.co.za](mailto:info@magalieswater.co.za))

CC: Cllr Stevens Mokgalapa  
Executive Mayor  
City of Tshwane  
Email ([sallym@tshwane.gov.za](mailto:sallym@tshwane.gov.za))

CC: Adv Tseliso Thipanyane  
Chief Executive Officer  
South African Human Rights  
Commission

CC: Ms. Lindiwe Nonceba Sisulu  
Minister of Human Settlements, Water  
and Sanitation  
Email ([Tuso.zibula@dhs.gov.za](mailto:Tuso.zibula@dhs.gov.za))

Dear Ms L Tredoux,

**LETTER OF DEMAND TO ADDRESS THE SUBSTANDARD POTABLE WATER QUALITY  
SUPPLIED BY MAGALIES WATER AND THE CITY OF TSHWANE TO HAMMANSKRAAL  
RESIDENTS**

**OUR REF: L3CA/03**

**YOUR REF: SL/CM/07/19/144**

1. Our previous correspondence sent on 22 and 29 July 2019 respectively refers.
2. Kindly take note that subsequent to our assessment conducted on 17 July 2019, a follow up sample was taken on 19 July 2019.
3. The purpose was to ensure ongoing testing and monitoring of the potable water quality intended for domestic use water in a public space supplied by Magalies Water and the City of Tshwane.
4. The water quality test results and coordinates are displayed on the attached Test Report "**OUTA – Hammanskraal Potable Water – July week 2**". Water quality is compared to the SANS 241-1:2015 Drinking Water Standard (SABS, 2015) and the sample was conducted by an independent professional according to standard.

ORGANISATION UNDOING TAX ABUSE NPC

Reg No.: 2012/064213/08

Directors: W Duvenage (CEO), Adv. S Fick, G Gulston, Dr H Volmink

Non-Executive Directors: F Adam (Chair), P Majozi, W Modisapodi, LP Pauwen, T Pillay Van Graan

Address: O'Keeffe & Swartz Building, 318 Oak Avenue, Randburg, Gauteng

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5. Based on the assessment of variables analysed in comparison to 'SANS 241-1:2015 Drinking Water Standard (SABS, 2015)' and 'Quality of Domestic water supplies' (WRC, 1998), the tested water sample of the date of the sample was **Not Fit** for use as potable water and domestic use at the point of consumption for the following reasons:
  - 5.1 Nitrate (NO<sub>3</sub>) amount is 24.7 mg/l instead of the permissible <11 mg/l. This poses a chronic health risk to some babies;and
  - 5.2 E.coli tested 32 CFU/100ml which should be 0 CFU/100ml. This poses acute health risks to consumers for clinical infections and disease. These organisms can cause diseases such as gastroenteritis, salmonellosis, dysentery, cholera and typhoid fever.
6. Further, we place on record that we are still awaiting a response to our request for the Municipality to provide us with its own ongoing water testing results as requested in our correspondence sent on 29 July 2019.
7. Kindly take note that the South African Human Rights Commission (SAHRC) indicated in a media release on even date that the water in Hammanskraal is unfit for human consumption. <sup>i</sup>
8. In light of the above, we are gravely concerned for the wellbeing of the community of Hammanskraal.
9. In the circumstance we hereby demand the following –
  - 9.1 The Municipality must immediately inform the Director-General of Water and Sanitation as well as the community of the substandard quality and dangers of the water provided by the Municipality at Hammanskraal;
  - 9.2 Take immediate action to resolve the situation and ensure that the drinking water quality is up to standard within the next 48 hours.
  - 9.3 Provide alternative potable water of consumable standard to the community in the interim and until all reason for concern of danger to public health has been resolved.
10. Kindly take note that due to the seriousness of the situation we request you to comply by no later than end of business on Friday, **9 August 2019**, and that proof of compliance be forwarded to us.
11. Kindly take note that should you not comply we reserve our right to explore all legal avenues available, including but not limited to, approaching a court of law for appropriate relief.

12. We trust you find above in order and urgently await your response. Should you have any queries kindly contact writer hereof.

Yours faithfully,

*Mr J Kleynhans*

**Julius Kleynhans**

**OUTA: Operations Executive**

**[Julius.kleynhans@outa.co.za](mailto:Julius.kleynhans@outa.co.za)**

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<sup>i</sup> <https://www.timeslive.co.za/news/south-africa/2019-08-07-water-warning-for-hammanskraal-residents-issued-by-sahrc/> accessed 7 August 2019