

### **1.13 WATER SERVICES BY-LAWS**

(PUBLISHED UNDER NOTICE NO 835 IN GAUTENG PROVINCIAL  
GAZETTE EXTRAORDINARY NO 179 DATED 21 MAY 2004)

| <b>OFFENCE<br/>CODE</b> | <b>NUMBER OF<br/>SECITON</b> | <b>DESCRIPTION OF<br/>OFFENCE</b>  | <b>FINE</b>  |
|-------------------------|------------------------------|--|--------------|
|                         | 4(1)                         | Consume, abstract or be supplied with water from the water supply system, or utilise the sewage unless applied to the Council on the prescribed form for such services, and such application has been agreed to. | <b>R500</b>  |
|                         | 15(1)                        | Having access to water services from a source other than the Council, without its written approval.  | <b>R500</b>  |
|                         | 18(1)                        | Gain access to water services from the water supply system, sewage disposal system or other sanitation service unless an agreement has been entered into with the Council for the rendering of those services.   | <b>R500</b>  |
|                         | 20(1)(a)                     | Operate or maintain part of the water supply system.   | <b>R500</b>  |
|                         | 20(1)(b)                     | Operate sewage disposal system.  | <b>R1500</b> |
|                         | 20(1)( c)                    | Effect a connection or reconnection to the water supply system or sewage disposal system.  | <b>R500</b>  |
|                         | 20(1)(d)                     | Render sanitation service without been authorised to do so by the Council in writing.  | <b>R500</b>  |
|                         | 20(2)                        | Interfere with, or wilfully or negligently damage, or permit damage to or interfere with part of the water supply system or sewage disposal system belonging to the Council                                      | <b>R1500</b> |

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|                     | <b>21</b>                | <b>Prevent or restrict physical access to the water supply system or sewage disposal system by employee of the Council.</b>                 | <b>R1500</b> |
|                     | <b>37(1)(a)</b>          | <b>Permit an unqualified plumber to do installation work other than replacement or repair existing pipe or water fitting.</b>               | <b>R1000</b> |
|                     | <b>37(1)(b)</b>          | <b>Permit an unqualified plumber to replace a fixed water heater or its associated protective devices.</b>                                  | <b>R1000</b> |
|                     | <b>37(1)(c )</b>         | <b>Permit an unqualified plumber to inspect, disinfect or test a water installation, fire installation or storage tank.</b>                 | <b>R1000</b> |
|                     | <b>37(1)(d)</b>          | <b>Permit an unqualified plumber to service, repair or replace a back flow preventer.</b>   | <b>R1000</b> |
|                     | <b>37(1)(e)</b>          | <b>Permit an unqualified plumber to install, maintain or replace a meter provided by an owner in a water installation.</b>                  | <b>R1000</b> |
|                     | <b>37(2)</b>             | <b>Require or engage a person who is not a qualified plumber to do the work referred to in subsection (1).</b>                              | <b>R1000</b> |
|                     | <b>40(1)</b>             | <b>Install or use a pipe or water fitting in a water installation within Council area of jurisdiction without prior written permission.</b> | <b>R1000</b> |
|                     | <b>45(1)(a)</b>          | <b>Permit the purposeless or wasteful discharge of water from terminal water fitting.</b>   | <b>R1000</b> |
|                     | <b>45(1)(b)</b>          | <b>Permit pipes or water fitting forming part of a water installation to leak.</b>  | <b>R1000</b> |
|                     | <b>45(1)(c )</b>         | <b>Permit use of maladjusted or defective water fitting in a water installation.</b>  | <b>R1000</b> |

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|                     | 45(1)(d)                 | Permit an overflow of water from a water installation to persist.  | R1000       |
|                     | 45(1)(e)                 | Permit a wasteful use of water to persist.   | R1000       |
|                     | 49                       | Lay or construct a pipe or associated component on, in or under a street, public place or other land owned by, vested in, or under the control of Council, except with the prior written permission of the Council, and subject to such conditions as may be imposed by it on granting permission.   | R1500       |
|                     | 50(1)                    | Use or permit the use of water obtained from a source other than the water supply system, other than rain water tanks which are not connected to the water installation, and in accordance with such conditions as the Council may impose, for domestic, commercial or industrial purpose, and except with the approval of other authority By-Law. | R1000       |
|                     | 62(1)(a)                 | Discharge, or cause or permit the discharge or entry into any sewer of sewage, industrial effluent or other liquid or substance which may be offensive to, or may cause a nuisance to the public.  | R1500       |
|                     | 62(1)(b)                 | Discharge, or cause or permit the discharge or entry into which is in the form of steam or vapour or has a temperature exceeding 44 degrees Celsius at the point where it enters the sewer.  | R1000       |
|                     | 62(1)(c)                 | Discharge, or cause or permit the discharge or entry into which has a ph value less than 4.0.  | R1000       |
|                     | 62(1)(d)                 | Discharge, or cause or permit the discharge or entry into which contains a substance of whatever nature likely to produce or give off explosive, flammable.  | R1500       |

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|                     | <b>62(1)(e)</b>          | <b>Discharge, or cause or permit the discharge or entry into which contains a substance having an open flashpoint of less than 93 degree Celsius or which gives off a poisonous vapour at a temperature below 93 degrees Celsius.</b>   | <b>R1500</b> |
|                     | <b>62(1)(f)</b>          | <b>Discharge, or cause or permit the discharge or entry into which contains material of whatever nature, including oil, grease, fat or detergents capable of causing an obstruction to the flow in a sewer, to a drain or interference with the proper operation of a sewage treatment plant.</b> | <b>R1000</b> |
|                     | <b>62(1)(g)</b>          | <b>Discharge, or cause or permit the discharge or entry into which may inhibit the unrestricted conveyance of sewage through the sewage disposal system.</b>  | <b>R1000</b> |
|                     | <b>62(1)(h)</b>          | <b>Discharge, or cause or permit the discharge or entry into which contains substance in such concentration as is likely in the final treated effluent from sewage treatment plant to produce an undesirable taste after chlorination, or an undesirable odour or colour, or excessive foam.</b>  | <b>R1000</b> |
|                     | <b>62(1)(I)(i)</b>       | <b>Discharge, or cause or permit the discharge or entry into which contains substance listed in Schedule D in amount higher than those specified therein.</b>   | <b>R1000</b> |
|                     | <b>62(1)(I)(ii)</b>      | <b>Discharge, or cause or permit the discharge or entry into which may harm or damage sewer, mechanical appliance, sewage treatment plant or equipment.</b>   | <b>R1500</b> |
|                     | <b>62(1)(I)(iii)</b>     | <b>Discharge, or cause or permit the discharge or entry into which may prejudice the use of sewage effluent for re-use.</b>   | <b>R1500</b> |

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|                     | <b>62(1)(I)(iv)</b>      | <b>Discharge, or cause or permit the discharge or entry into which may adversely affect water into which treated sewage effluent is discharged, or land or crop irrigated with the sewage effluent.</b>  | <b>R1500</b> |
|                     | <b>62(1)(J)(i)</b>       | <b>Discharge, or cause or permit the discharge or entry into which contains a substance of whatever nature which is not amenable to treatment at the sewage treatment.</b>   | <b>R1000</b> |
|                     | <b>62(1)(J)(ii)</b>      | <b>Discharge, or cause or permit the discharge or entry into which cause or may cause a breakdown or inhibition of the normal sewage treatment process.</b>  | <b>R1000</b> |
|                     | <b>62(1)(J)(iii)</b>     | <b>Discharge, or cause or permit the discharge or entry into which is of such nature as is or may be amenable to treatment only to such degree as to result in the final treatment effluent from the sewage treatment plant not complying in all respect with requirement imposed in terms of the National Water Act.</b>            | <b>R1500</b> |
|                     | <b>62(1)(K)(i)</b>       | <b>Discharge, or cause or permit the discharge or entry into which is whether listed in schedule D of these By-Laws or not, either alone or in combination with other matter may generate or constitute a toxic substance dangerous to treatment plant, or entering a Council Sewer or manhole in the course of his or her duty.</b> | <b>R1500</b> |
|                     | <b>62(1)(K)(ii)</b>      | <b>Discharge, or cause or permit the discharge or entry into which is adversely affect the equipment of the sewage treatment plant or the land used for the disposal of treatment sewage effluent.</b>   | <b>R1500</b> |

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|                     | <b>62(1)(K)(iii)</b>     | <b>Discharge, or cause or permit the discharge or entry into which adversely affect process whereby sewage is treated or wherein re-use of sewage effluent is permitted.</b>   | <b>R1500</b> |
|                     | <b>62(2)(a)</b>          | <b>Cause or permit solid, liquid or gaseous substance, other than storm water to enter storm water drain, sewer or excavated or constructed water cause.</b>   | <b>R1000</b> |
|                     | <b>62(2)(b)</b>          | <b>Cause or permit solid, liquid or gaseous substance other than storm water to enter a river, stream, or natural water course or any public water, whether ordinarily dry or otherwise, except in accordance with the provisions of the National Water Act.</b> | <b>R1000</b> |
|                     | <b>62(2)(c)</b>          | <b>Cause or permit solid, liquid or gaseous substance other than storm water to enter a Street or Premises.</b>  | <b>R1000</b> |
|                     | <b>62(3)</b>             | <b>Discharges or causes or permit to be discharged industrial effluent in manner whatsoever that is not authorised in terms of these By-laws I guilty of an offence.</b>   | <b>R1000</b> |
|                     | <b>84(3)</b>             | <b>Open or break the seal of a drain closed and sealed off in terms of subsection (2) or cause or permit this to be done without written permission of the Council.</b>  | <b>R1000</b> |
|                     | <b>86(2)</b>             | <b>Bypass, open, break into or otherwise interfere with or damage such meter, gauge or other device.</b>   | <b>R1000</b> |
|                     | <b>89(1)</b>             | <b>Install or use a pipe or fitting in a drainage installation within the Council's area of jurisdiction without written permission of the Council unless it is of a type included in the schedule referred to in section 40(1).</b>                             | <b>R1000</b> |

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|                     | <b>90(1)</b>             | <b>Construct, reconstruct, alter, add to or make permanent disconnection in or of drainage installation without first having obtained the written permission of the Council.</b>  | <b>R1000</b> |
|                     | <b>90(2)</b>             | <b>Commence drainage work mentioned in Subsection (1) for which permission has been given in terms of the By-laws, the expiration of two clear days after notice in writing has been served on the Council stating the day on and time at which it is intended to commence the work.</b>        | <b>R1000</b> |
|                     | <b>90(3)</b>             | <b>Permanently cover drainage installation before inspected and approved by the Council.</b>  | <b>R1000</b> |
|                     | <b>92(1)</b>             | <b>Construct or design a drainage installation that allows or capable of allowing water from source, not being soil water or waste water, both as defined in the National Regulations published in Government Notice R2378 of October 1990, as amended, to enter the drainage installation.</b> | <b>R1000</b> |
|                     | <b>92(2)</b>             | <b>Discharge or cause or permit to be discharged substance other than sewage into a drainage installation.</b>  | <b>R1000</b> |
|                     | <b>92(3)</b>             | <b>Use a device pipe, channel to conduct rainwater from roof or other surface that may be discharged into gully forming part of a drainage installation.</b>  | <b>R1000</b> |
|                     | <b>96</b>                | <b>Lay or construct a drain in, or under a street, public place or the land owned by, vested in, or under the control of Council, for the purpose of conveying sewage derived from whatever source without permission.</b>  | <b>R1000</b> |

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|                     | 116                      | Make a false statement or furnish false information to the Council, an authorised official, a designated officer or an employee of the Council or falsify a document issued in terms of these By-laws. | R1000       |
|                     | 119(1)(a)                | Refuse to grant a designated officer access to premises to which that designated officer is duly authorized to have access.  | R1500       |
|                     | 119(1)(b)                | Obstruct, interfere or hinder a designated officer who is exercising a power or carrying out a duty under these By-laws.   | R1500       |
|                     | 119(1)(c)                | Fail of refuse to provide a designated officer with a document or information that the person is required to provide under these By-laws.  | R1000       |
|                     | 119(1)(d)                | Give false or misleading information to a designated officer.  | R1000       |
|                     | 119(1)(e)                | Prevent the owner of premises, or a person working for that owner, from entering the premises in order to comply with a requirement of these By-laws.  | R1500       |
|                     | 119(1)(f)                | Pretend to be a designated officer.  | R1500       |
|                     | 119(1)(g)                | Alter an authorization to a designated officer or written authorization, compliance notice or compliance certificate issued in terms of this Chapter.  | R1000       |
|                     | 119(1)(h)                | Enter premises without a written authorization in circumstance requiring such authorization.   | R1500       |
|                     | 119(1)(i)                | Act contrary to a written authorization issued in terms of this Chapter.   | R1500       |
|                     | 119(1)(j)(i)             | Without authority enter or inspect premises.   | R1000       |



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|                     | <b>119(1)(j)(ii)</b>     | <b>Without authority carry out Act mentioned in Section 103(103).</b>  | <b>R1000</b> |
|                     | <b>119(1)(k)(i)</b>      | <b>Disclose information relating to the financial or business affairs of a person which was acquired in the performance of function or exercise of power in terms of these By-laws, except to a person who requires that information in order to perform a function or exercise a power in terms of these By-laws.</b> | <b>R1000</b> |
|                     | <b>119(1)(k)(ii)</b>     | <b>Disclose information relating to the financial or business affairs of person which was acquired in the performance of function or exercise of power in terms of these By-laws, except if the disclosure is ordered by a court of law.</b>   | <b>R1000</b> |
|                     | <b>119(1)(k)(iii)</b>    | <b>Disclose information relating to the financial or business affairs of person which was acquired in the performance of function or exercise of power in terms of these By-laws, except If the disclosure is in compliance with the provisions of law.</b>  | <b>R1000</b> |
|                     | <b>119(1)(l)</b>         | <b>Contravene or fail to comply with provision of these By-laws.</b>   | <b>R1500</b> |
|                     | <b>119(1)(m)</b>         | <b>Fail to comply with notice issued in terms of these By-laws.</b>  | <b>R1500</b> |
|                     | <b>119(1)(n)</b>         | <b>Fail to comply with lawful instruction given in terms of these By-laws.</b>   | <b>R1500</b> |
|                     | <b>119(1)(o)</b>         | <b>Obstruct or hinder authorized official of the Council in the execution of his or her duties under these By-laws.</b>  | <b>R1000</b> |