

IN THE WATER TRIBUNAL

In the Appeal of:

ENDANGERED WILDLIFE TRUST

FIRST APPELLANT

FEDERATION FOR A SUSTAINABLE ENVIROMENT

SECOND APPELLANT

MPUMALANGA LANDBOU / AGRICULTURE

THIRD APPELLANT

and

**THE ACTING DG, DEPARTMENT
OF WATER AND SANITATION**

FIRST RESPONDENT

ATHA-AFRICA VENTURES (PTY) LTD

SECOND RESPONDENT

NOTICE OF IRREGULAR STEP

KINDLY BE INFORMED that the First Respondent contends that the Appellants have taken an irregular step in the current proceedings in that:

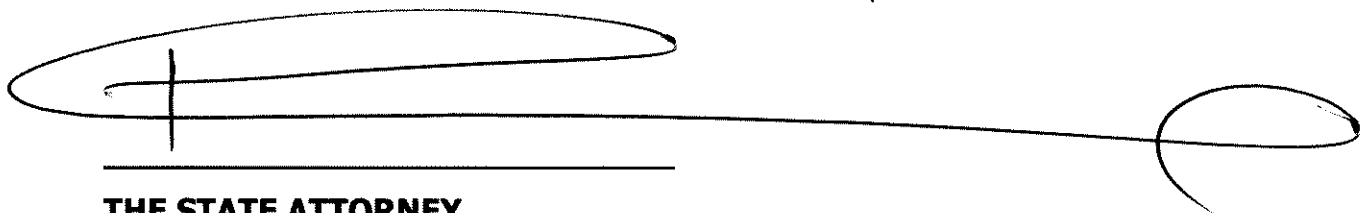
1. It delivered a Supplemented Notice on 4 December 2017, having ignored to precede same with an application for condonation of either lateness thereof

or irregularity thereof. It being contended that the period of almost 3 months since the delivery of the record of decision and almost 2 months after the filing of the Answering Affidavit, negated the need to supplement, and to do so without their substantiated application for condonation-despite any lack of a rule in the regard by the Water Tribunal.

2. It is stated in the letter dated 15 December 2017 received by the Department on 06 January 2017 that it was not intended to amend the appeal further at this time. Such letter did not purport to be a notice of withdrawal of the Supplemented Notice of Appeal, either partly or entirely.

KINDLY THEREFORE remove the aforestated causes of complaint within 5 days failing which, the First Respondent may apply to the Water Tribunal for the appropriate relief including costs order

DATED and SIGNED to at **PRETORIA** on this the 18th day of **JANUARY 2018**



**THE STATE ATTORNEY
FIRST RESPONDENT'S ATTORNEY
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ENQ: MR NL NKUNA

**TO: THE REGISTRAR OF THE WATER TRIBUNAL
PRETORIA**

**AND TO: 1ST AND 2ND APPELLANTS ATTORNEYS
CENTRE FOR ENVIRONMENTAL RIGHTS
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"SERVICE BY EMAIL"

AND TO: THIRD APPELLANT
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