

14 July 2023

Seekoei Estuary Forum  
3 Glenny Buchner Drive  
Aston Bay

For Attention: Mr. R. Jacobs

VIA EMAIL: [koffie@silverbullet.co.za](mailto:koffie@silverbullet.co.za)

Dear Sir,

**IN RE: REQUEST FOR ACCESS TO RECORDS IN TERMS OF THE PROMOTION OF ACCESS TO INFORMATION ACT**

The above matter refers as well as your request for access to records dated 22 May 2023 and received via email, refers.

We take note that your application herein refers to the request for water test results for the Seekoei Estuary and Jeffreys Bay Wastewater Treatment Works and the allegation is that same facility is polluting the Swart river, which in turn flows into the Seekoei Estuary.

We further take note of the protected right referenced on which basis this application is brought before the Kouga Municipality.

The Kouga Municipality acknowledges the constitutional right as enshrined in the Bill of Rights, which provides that everyone has a right to an environment that is not harmful to their health of well-being; have the environment protected through reasonable legislative and other measures that:

- Prevent pollution and ecological degradation.
- Promote conservation.
- Secure ecological sustainable development and use of natural resources while promoting justifiable economic and social development.

Having considered the above and having assessed your application it was found that you have failed to provide the municipality with proof that you have been authorized by the Seekoei Estuary Forum to submit this application to the Kouga Municipality.

You are reminded that if a request or application for request for access to records is made on behalf of another person/institution, proof of such authorisation must be attached to the application.


Further to the above, you are advised that your application, once authorisation has been confirmed, will be further assessed in light of the ongoing investigations currently being conducted by the Department of Environmental, Forestry and Fisheries in respect of the Jeffreys Bay Wastewater Treatment Works and the Seekoei Estuary. The matter could possibly be considered to be sub-judice.

The municipality is however determining the availability of the records and/or information requested herein, and we trust that you can appreciate the extent of your application herein.

We trust that you find the above to be in order and look forward to hearing from you.

Please feel free to contact the municipality if you have any further enquiries.

**Kind Regards**



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**D De Jager**

**Acting Municipal Manager**

**Email: [registry@kouga.gov.za](mailto:registry@kouga.gov.za)**

**Tel: 042 200 2200**