

# Water Services / Water Resources Regulation Interface

WSSLG

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# Legislative Environment

Provides for good performance, governance and accountability

- Constitution

Defining the mandate for service delivery and the right of citizens to access to services

- Water Services Act

Defining the need for regulation and institutional arrangements

- National Water Act

Defining need for regulation and institutional arrangements

# Legislative Environment

- Municipal Structures Act  
Defining powers and functions
- Municipal Systems Act  
Defining mechanisms to deliver services,  
institutional arrangements and IDP
- Strategic Framework for Water Services  
Defining role players and integrated planning for  
WS and WR

# Institutional Arrangements

- Water Services Institutions
  - Water Management Institutions
  - Department of Water Affairs and Forestry
  - Research Institutions
  - Civil Society and/or NGO's
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- Government takes responsibility for regulation in the absence of a dedicated institution

# Roles and Responsibilities

- Service Delivery : WSA, CMA, WB, DWAF
- Regulation : DWAF, LG, CMA
- Monitoring : Civil Society and /or NGO,  
DWAF, WSA, CMA

# The need to regulate

- Norms and standards as per legislation and policy adhered to
- Review of norms and standards depending on prevailing circumstances
- Developing state may call for developmental regulation
- Capacity of institutions to comply

# Regulatory Institutions

- WSA/CMA remains a regulator in terms of local standards
- DWAF remains a national regulator in terms of legislation giving a holistic view to compliance to norms and standards including international obligations
- Research institutions and civil society to provide information to enhance scientific basis for regulation

# Conclusion

- In a developing state with number of citizens with no access to services and equality still a long way coming central government remains the most central role player in seeing to targets being met
- Where transformation is the nerve of every development who else is best placed to ensure that the dream is realized other than central government

# Conclusion

- As part of transformation into the future, yes there is room for an independent regulator, but for now DWAF should build sufficient capacity and skills within to regulate effectively, whilst LG is building capacity to deliver with the support of DWAF and other sector departments including DPLG and water utilities

# Conclusion

- Civil Society and/or NGO must continue playing their role as watchdog whilst the sector in general is grappling with defining a lasting role this noble community should play in regulating the water sector other than being just a consultative forum.
- In the absence of an independent institution to regulate DWAF shall remain a **REGULATOR**.