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The following information has been submitted from the ESCOSA:

Project Title:	Water retail licence variation application - Cape Jaffa Essential Services
Date:	Dec 08, 2021
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Option to write your submission Or any comments:

I refer to CAPE JAFFA ANCHORAGE LAND CONTRACT - ALLOTMENT 705 ANNEXURE F - Encumbrance - section 9 - Provision of services and payment of fees.

Clause 9.1 states subject to clause 9.2 the Encumbrancee agrees with the owner to procure the availability of the following services for the benefit of the land.

(a) reticulated potable water; and

(b) sewage discharge and effluent treatment

Clause 9.2 deals with the Encumbrancee using reasonable endeavours to ensure that the services are available to the land at all times.

Cape Jaffa Essential Services, [REDACTED] and others have a contractual obligation to provide these services in a safe and timely manner.

High levels of Fluoride in the potable water is not something that is outside of the Encumbrancee's reasonable control, given the source is ground water.

It is completely reasonable to assume varying levels of fluoride in ground water, as such, the water treatment plant should have been configured from day one to deal with varying fluoride levels and maintained accordingly.

Maintenance of the potable water and sewage/ effluent treatment plants must also come under scrutiny as I have heard at a recent public meeting that there may be serious deficiencies and concerns in this area.

One only has to drive around Cape Jaffa Anchorage to realize that maintenance is almost non existent at every level. I do note that Kingston District Council has stepped in to assist in some areas of maintenance that the Cape Jaffa Group have abandoned but the Council have no jurisdiction with regard to potable water.

Cape Jaffa Essential Services and the Cape Jaffa Group have a legal/contractual obligation to provide potable water to the residents and all land owners of the Cape Jaffa Anchorage development. We call on SA Health to reject this application by CJES to vary the water retail licence and ensure CJES comply with their contract.

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