

BARTLETTS

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24 August 2018

Your Ref: Ms Linda Garlipp
Our Ref: J R N Bartlett

Chief Director: Law Reform and Appeals
The Department of Environmental Affairs
Environment House
Steve Biko Road
Arcadia, Pretoria

Dear Ms Garlipp,

**FEDERATION OF SOUTHERN AFRICAN FLY FISHERS
MINISTER OF ENVIRONMENTAL AFFAIRS
UNDERTAKING FROM MINISTER**

1. We acknowledge receipt of your email of 21 August 2018, the contents of which we have noted.
2. The application papers for the High Court application have been signed and sent to our Pretoria correspondent attorneys for issue and service on the Minister in the next few days.
3. We enclose a copy of the draft Notice of Motion and request that this be forwarded to the Minister so she is aware of the relief sought by our client when considering the undertaking requested by our client in our letter of 13 August 2018.
4. Your response to our letter of 13 August 2018 which was sent by you after the expiry of the seven day notice period request an extension of at least a further seven days after Monday 20 August 2018.
5. Our client is prepared to allow the Minister an extension of time until close of business on Monday 3 September 2018 within which the Minister may respond to our client's request for an undertaking not to promulgate the proposed amended alien and invasive species (AIS) regulations and proposed amended AIS lists.
6. This time period will not be extended any further.

7. We have been provided with a copy of a letter sent by Dr Preston of the Department of Environmental Affairs dated 20 August 2018, a copy of which is attached. This letter suggests that the Minister intends proceeding with the process she initiated when she published for comment the amended AIS regulations and amended AIS lists on 16 February 2018 regardless of the objections of our client and other stakeholders and despite these processes being fatally flawed.
8. In the event of a failure on the part of the Minister to respond timeously or at all within the aforementioned extended time period, our client shall assume that the Minister has no intention of providing the requested written undertaking and our client reserves its right, as it hereby does, to apply as a matter of urgency for an interim interdict restraining the Minister from promulgating the proposed amended AIS regulations and AIS lists pending the finalisation of the relief sought by our client in Part B of the draft Notice of Motion.
9. In the interim we are instructed that the application to court which is underway will continue.

Yours faithfully



BARTLETTS INCORPORATED

Per : J R N Bartlett
Director



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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Ref: EP: BIOSECURITY

Enquiries: Mr Khathutshelo Nelukalo

Tel: (021) 441 2812 Fax: (021) 441 2751 E-mail: knelukalo@environment.gov.za

Dear Mr Lax

STAKEHOLDER MEETING: THE PROPOSED REGULATION OF BROWN TROUT AND RAINBOW TROUT AS INVASIVE SPECIES

The Department of Environmental Affairs will have a facilitated meeting regarding the proposed regulation of brown trout and rainbow trout as invasive species. This follows the period for public comment on the amendments to the AIS Notices, which has now closed. The meeting will be limited to up to three representatives from FOSAF. The meeting will be facilitated by Mr Alf Wills, a previous Deputy Director-General in the Department of Environmental Affairs, who has led many of South Africa's international negotiations on environmental issues.

The meeting has been scheduled as follows:

Date: 19 September 2018

Venue: To be confirmed (either DEA or the Pretoria Botanical Gardens in Tshwane)

Time: 09h00 – 13h00

Please contact Mr Khathutshelo Nelukalo on knelukalo@environment.gov.za or 021 441 2812 or 083 6357 353, indicating your availability. Please also indicate the names of the up to three delegates from your organization, including yourself if applicable, who will attend the meeting.

A light lunch will be served after the meeting. Any travel and accommodation costs are for the participants' expense.

Yours sincerely

Dr Guy Preston
DEPUTY DIRECTOR-GENERAL: ENVIRONMENTAL PROGRAMMES

DATE: 2018-08-20