



New South Wales

# Water Amendment (Charges) Act 1996 No 47

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New South Wales

## **Water Amendment (Charges) Act 1996 No 47**

Act No 47, 1996

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An Act to amend the *Water Act 1912* with respect to charges for the right to take and use water from rivers and lakes. [Assented to 28 June 1996]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Water Amendment (Charges) Act 1996*.

**2 Commencement**

This Act commences on the date of assent.

**3 Amendment of Water Act 1912 No 44**

The *Water Act 1912* is amended as set out in Schedule 1.

## **Schedule 1 Amendments**

(Section 3)

**[1] Section 22C Charge if flow of water assured by work of the Crown or water managed by the State**

Insert after section 22C (2):

(2A) The Ministerial Corporation may, by order published in the Gazette, declare that the sharing and use of water from any river, lake or section of river is managed by the State.

**[2] Section 22C (3) (b)**

Omit “a proclamation under subsection (2)”.

Insert instead “an order under subsection (2) or (2A)”.

**[3] Section 22C (4) (a1)**

Omit “proclamation referred to in subsection (2)”.

Insert instead “order referred to in subsection (2) or (2A)”.

**[4] Section 22C (4)**

Insert at the end of the subsection:

Without limiting the above, the charge payable under subsection (3) may be a specified amount if means for measuring the quantity of water taken and used are not available or if there is other good cause to do so.

**[5] Section 22C (6)**

Insert “in connection with an order under subsection (2)” after “payable under this section”.

**[6] Section 22C (6AA)**

Insert after section 22C (6):

(6AA) The Ministerial Corporation must, when fixing the amount of a charge payable under this section in connection with an order under subsection (2A), have regard to the benefits received by the holder of the entitlement (including, in relation to a group licence, each of the group licence occupiers) as a result of the management by the State of the sharing and use of water from the river, lake or section of river.

**[7] Section 22C (7)**

Insert “in connection with an order under subsection (2)” after “charge”.

**[8] Section 22C (8)**

Omit “proclamation under subsection (2)”.  
Insert instead “order under subsection (2) or (2A)”.

[Minister's second reading speech made in—  
Legislative Assembly on 19 June 1996  
Legislative Council on 26 June 1996]