



New South Wales

Water (Part 7) Regulation 1996

under the
Water Act 1912

HIS Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Water Act 1912*.

KIM YEADON, M.P.,
Minister for Land and Water Conservation

Explanatory note

The object of this Regulation is to repeal and remake, with minor changes, the *Water (Part 7) Regulation 1991*. The new Regulation:

- (a) provides for the manner of notification and payment of rates under Part 7 of the *Water Act 1912*, and
- (b) prohibits damage to or interference with certain works owned or controlled by the Water Administration Ministerial Corporation.

This Regulation is made under Part 7 of the *Water Act 1912*, including section 159 (rates) and section 164 (the general regulation making power).

This Regulation comprises or relates to matters of a machinery nature.

This Regulation is made in connection with the staged repeal of subordinate legislation under the *Subordinate Legislation Act 1989*.

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Water (Part 7) Regulation 1996

1 Name of Regulation

This Regulation is the *Water (Part 7) Regulation 1996*.

2 Commencement

This Regulation commences on 1 September 1996.

3 Notes

The explanatory note and table of contents do not form part of this Regulation.

4 Payment of rates

- (1) An owner or ratable person in respect of a holding within a district or provisional district constituted under Part 7 of the *Water Act 1912* is to be notified, by means of a notice of assessment, of
 - (a) the rate fixed by the Ministerial Corporation for the current year, and
 - (b) the amount payable by the owner or ratable person, in accordance with that rate (subject to any variation by the Ministerial Corporation), for the period to which the notice relates.
- (2) The amount specified in the notice is to be paid to the Ministerial Corporation on or before the date for payment specified in the notice, which date must not be less than 28 days after the date of issue of the notice.
- (3) If a holding first becomes subject to a rate after 1 July in any year, the amount of the rate is to be apportioned, for the period from the date from which the holding becomes subject to the rate until 30 June next following, on the basis of such proportion of the rate as that period bears to the whole year.

5 Interference with works

A person must not damage or otherwise interfere with any work that is owned or controlled by the Ministerial Corporation (being a work within the meaning of Part 7 of the *Water Act 1912*) except with the authority of the Corporation.

Maximum penalty: 5 penalty units.

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Clause 6 Water (Part 7) Regulation 1996

6 Repeal

- (1) The *Water (Part 7) Regulation 1991* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Water (Part 7) Regulation 1991*, had effect under that Regulation continues to have effect under this Regulation.