



Water Management (General) Regulation 2004

under the

Water Management Act 2000

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Water Management Act 2000*.

CRAIG KNOWLES, M.P.,

Minister for Natural Resources

Explanatory note

The object of this Regulation is to make provision with respect to various matters under the *Water Management Act 2000*. In particular, it deals with the following matters:

- (a) machinery and transitional matters, including the temporary extension of some existing administrative exemptions and of opportunities to apply for access licences for certain pre-1999 existing works (Part 1),
- (b) the prescription of circumstances in which management plans may authorise the debiting of water accounts, and a machinery amendment to some current management plans to update section references that have been changed by the *Water Management Amendment Act 2004* (Part 2),
- (c) prescribing new categories of access licence, establishing priorities between different categories of access licences and other machinery matters with respect to access licences (Part 3, Division 1),
- (d) establishing exemptions from the requirement for an access licence for certain purposes, with respect to certain applications for specific purpose access licences and with respect to the requirements for a security holder's consent to certain kinds of dealings in connection with access licences (Part 3, Division 2),
- (e) providing for supplementary water access licences to replace certain entitlements under the *Water Act 1912* in relation to the Gwydir, Hunter, Lower Darling, Lower Namoi, Macquarie and Cudgegong, Murray and Murrumbidgee water sources (Part 3, Division 3),
- (f) prescribing machinery matters with respect to approvals (Part 4, Division 1),

2004 No 429

Water Management (General) Regulation 2004

Explanatory note

- (g) establishing exemptions from the requirement for water use and water supply work approvals, and excluding certain kinds of approval from a provision of the Act that gives the benefit of an approval to successive landholders of the land to which the approval relates (Part 4, Division 2),
- (h) enabling fees and charges under the Act to be waived, reduced or remitted (Part 5),
- (i) establishing machinery for the inclusion of land within, and the exclusion of land from, an irrigation corporation's area of operations (Part 6),

This Regulation adopts the following publications:

- (a) the document entitled *Australian and New Zealand Standard Industry Classification* (ANZSIC), 1993 edition (Australian Bureau of Statistics publication, Catalogue No 1292.0),
- (b) the document entitled *NSW Water Amnesty Exemptions Provisions*, prepared within the former Department of Land and Water Conservation.

This Regulation is made under the *Water Management Act 2000*, including section 400 (the general power to make regulations) and clause 1 of Schedule 9 (the power to make regulations of a savings or transitional nature).

Contents

	Page
Part 1 Preliminary	
1 Name of Regulation	5
2 Commencement	5
3 Definitions	5
4 Temporary extension of existing exemption	8
5 Pre-1999 existing works	8
Part 2 Management plans	
6 Water sharing provisions	10
7 Amendment of Minister's plans	10
Part 3 Access licences	
Division 1 General	
8 Categories of access licence	11
9 Priorities between different categories of access licence	11
10 Available water determinations	11
11 Applications generally	12
12 Matters to be recorded in Water Access Licence Register	12
13 Dealings on default	12
14 Cancellation of specific purpose access licences	13
15 Register of available water determinations	13
16 Water allocation accounts	14
17 Claims for compensation	15
Division 2 Exemptions	
18 Exemption from requirement for access licence	15
19 Applications for specific purpose access licences	16
20 Granting of access licences	16
21 Security holder's consent not required for certain dealings	17
Division 3 Replacement supplementary water access licences	
22 Gwydir	17
23 Hunter	18
24 Lower Darling	19
25 Lower Namoi	19
26 Macquarie and Cudgegong	21
27 Murray	23

		Page
	28 Murrumbidgee	23
	29 Miscellaneous	23
Part 4	Approvals	
	Division 1 General	
	30 Definition of “aquifer interference activity”	24
	31 Applications generally	24
	32 Advertising of applications for approvals: section 92 (7)	25
	33 Matters affecting consideration of applications: section 96	26
	34 Procedure for making objection to granting of approval	26
	35 Register of approvals	27
	36 Security deposits	27
	37 Access licences and approvals arising from former entitlements	27
	Division 2 Exemptions	
	38 Exemption from requirement for water use approval	28
	39 Exemption from requirement for water supply work approval	29
	40 Exemption from operation of section 106	31
Part 5	Fees and charges	
	41 Fees and charges	32
Part 6	Irrigation corporations	
	Division 1 Inclusion of land within irrigation corporation’s area of operations	
	42 Applications to include land within area of operations: section 128	33
	43 Objections to inclusion of land within area of operations: section 129	33
	Division 2 Exclusion of land from irrigation corporation’s area of operations	
	44 Applications to exclude land from area of operations: section 132	34
	45 Objections to exclusion of land from area of operations: section 133	34
Schedule 1	Excluded works	36
Schedule 2	Minister’s plans to be amended	38
Schedule 3	Categories and subcategories of licences	40
Schedule 4	Supplementary access licence share components	42

Water Management (General) Regulation 2004

under the

Water Management Act 2000

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Water Management (General) Regulation 2004*.

2 Commencement

This Regulation commences on 1 July 2004.

3 Definitions

(1) In this Regulation:

appointed day means:

- (a) in relation to a category or subcategory of access licence to which Part 2 of Chapter 3 of the Act applies or an entitlement from which such an access licence arises, the day appointed under section 55A of the Act in relation to that category or subcategory of access licence, or
- (b) in relation to a type or kind of approval to which Part 3 of Chapter 3 of the Act applies or an entitlement from which such an approval arises, the day appointed under section 88A of the Act in relation to that type or kind of approval.

Note. Clause 9 of Schedule 10 to the Act provides that, in certain circumstances, the operation of those Parts is deferred in relation to particular entitlements.

authorised area, in relation to an entitlement, means the authorised area specified in the entitlement.

commercial activities means activities within the following categories recognised in the *Australian and New Zealand Standard Industry Classification (ANZSIC)*, 1993 edition (Australian Bureau of Statistics publication, Catalogue No 1292.0):

2004 No 429

Clause 3 Water Management (General) Regulation 2004

Part 1 Preliminary

- (a) construction (category E),
- (b) wholesale trade (category F),
- (c) retail trade (category G),
- (d) accommodation, cafes and restaurants (category H),
- (e) communication services (category J),
- (f) finance and insurance (category K),
- (g) property and business services (category L),
- (h) government administration and defence (category M),
- (i) education (category N),
- (j) health and community services (category O),
- (k) cultural and recreational services (category P),
- (l) personal and other services (category Q).

Note. This definition replicates the definition of **associated commercial activities** in section 66 (3A) of the Act.

domestic consumption, in relation to land, means consumption for normal household purposes in domestic premises situated on the land.

Note. This definition replicates the definition of **domestic consumption** in section 52 (3) of the Act.

entitlement means:

- (a) a licence, permit, authority, irrigation corporation licence or group licence referred to in Part 2 of the former 1912 Act, or
- (b) a right to take and use water referred to in section 38B of the former 1912 Act, or
- (c) a licence referred to in Part 5 of the former 1912 Act, or
- (d) an approval referred to in Part 8 of the former 1912 Act, or
- (e) a water management licence under Part 9 of the former 1912 Act, or
- (f) a permit under Part 3A of the former 1948 Act, or
- (g) an irrigation corporation licence under the former 1994 Act, or
- (h) any power under section 12 of the *Water Administration Act 1986* or section 8 of the former 1912 Act that, immediately before the appointed day, was exercisable by any person pursuant to an agreement between that person and the Ministerial Corporation, or

-
- (i) any right to take water from an unlicensed bore (being a bore constructed as referred to in section 112 (1) (b) of the former 1912 Act) that was in force immediately before the appointed day, or
 - (j) any arrangement that, immediately before 1 July 2004, was in force between a local council and the Ministerial Corporation, or
 - (k) any other right, interest, privilege, permission or authority that is declared by this Regulation to be an entitlement for the purposes of this clause.

Note. This definition replicates the definition of **entitlement** in clause 2 of Schedule 10 to the Act.

excluded work means a work referred to in Schedule 1.

general security entitlement means an entitlement that, pursuant to clause 4 of Schedule 10 to the Act, has been replaced by a regulated river (general security) access licence.

section 18 entitlement means an additional licence under section 18 (2) of the former 1912 Act.

section 20B entitlement means an authority for a joint water supply scheme under section 20B of the former 1912 Act that, immediately before the appointed day, was subject to a high flow condition.

section 20AA direction means a direction under section 20AA of the former 1912 Act.

stock watering, in relation to land, means the watering of stock animals being raised on the land, but does not include the use of water in connection with the raising of stock animals on an intensive commercial basis that are housed or kept in feedlots or buildings for all (or a substantial part) of the period during which the stock animals are being raised.

Note. This definition replicates the definition of **stock watering** in section 52 (3) of the Act.

the Act means the *Water Management Act 2000*.

the former 1912 Act means the *Water Act 1912*.

the former 1948 Act means the *Rivers and Foreshores Improvement Act 1948*.

2004 No 429

Clause 4 Water Management (General) Regulation 2004

Part 1 Preliminary

the former 1994 Act means Division 3 of Part 4 of the *Irrigation Corporations Act 1994*, as continued in force by clause 11 of the *Water Management (Irrigation Corporations) Savings and Transitional Regulation 1995*.

water year means a year commencing 1 July.

- (2) For the purposes of paragraph (k) of the definition of *entitlement* in clause 2 of Schedule 10 to the Act, any arrangement that, immediately before 1 July 2004, was in force between a local council and the Ministerial Corporation is declared to be an entitlement for the purposes of that clause.
- (3) Notes in the text of this Regulation do not form part of this Regulation.

4 Temporary extension of existing exemption

- (1) Any person who, immediately before 1 July 2004, was taking or using water by means of a work identified in either of the Schedules to the Amnesty Document is exempt from sections 341 (1), 342 (1) and 343 (1) of the Act and so may continue to take and use water by means of that work without the need for a water supply work approval for the work, an access licence for water taken by means of the work or a water use approval for the use of the water so taken.
- (2) The exemption conferred on a person by subclause (1):
 - (a) applies only while the person complies with such of the conditions set out in the Amnesty Document as are applicable to the work concerned, and
 - (b) ceases to have effect on 30 September 2005.
- (3) In this clause, *Amnesty Document* means the document entitled *NSW Water Amnesty Exemptions Provisions* prepared within the former Department of Land and Water Conservation, with document identifier 0377706, copies of which are available for inspection at the offices of the Department of Infrastructure, Planning and Natural Resources.

5 Pre-1999 existing works

- (1) This clause applies to the following kinds of water supply work whose construction had been completed before 1 January 1999 (*pre-1999 existing works*):

-
- (a) impounding works that exceed the maximum capacity allowed by any relevant order in force under section 54 of the Act,
 - (b) dams and other works on rivers or lakes:
 - (i) constructed for landholders by a government agency, or
 - (ii) constructed by landholders with the approval of a government agency, or
 - (iii) constructed by landholders, where the works did not require a licence under Part 2 of the former 1912 Act under the then Government policy,
other than dams or other works that are also flood works,
 - (c) works taking water, at a rate of not more than 5 megalitres per year, from rivers for the purposes of farming, washdowns, fruit and vegetable spraying or washing, or livestock shed cooling,
 - (d) works previously exempted from the operation of Part 2 of the former 1912 Act by section 7 (1) of the *Hunter Valley Flood Mitigation Act 1956*.
- (2) Clause 32 does not apply so as to require an application for a water supply work approval for a pre-1999 existing work to be advertised as referred to in section 92 of the Act.
- (3) Section 94 of the Act does not apply so as to require:
- (a) an application for a water supply work approval for a pre-1999 existing work to be referred to a Commission of Inquiry, or
 - (b) a decision on such an application to be made having regard to a Commission of Inquiry's report into the application.
- (4) For the purposes of section 112 (1) (d) of the Act, an application for a water supply work approval for a pre-1999 existing work is prescribed as an application to which an embargo under section 110 or 111 of the Act does not apply.
- (5) Despite section 61 (1) (a) of the Act, the owner of a pre-1999 existing work may apply to the Minister for any category or subcategory of access licence for water taken by means of that work.

2004 No 429

Clause 6 Water Management (General) Regulation 2004

Part 2 Management plans

Part 2 Management plans

6 Water sharing provisions

- (1) For the purposes of section 21 (c) of the Act, circumstances in which there is insufficient water available in the relevant dam to provide for losses in the conveyance of water between the dam and the locations to which it is delivered (whether by evaporation, leakage or otherwise) are prescribed as circumstances in which the water so lost may be withdrawn from a water allocation account.
- (2) In this clause, *the relevant dam* means the dam from which water is released for delivery to the holder of an access licence.

7 Amendment of Minister's plans

- (1) On the commencement of this clause, each Minister's plan referred to in Schedule 2 is amended, in relation only to those references that relate to provisions of the *Water Management Act 2000*:
 - (a) by omitting the matter "section 42 (2)", wherever occurring, and by inserting instead the matter "section 45 (1) (b)", and
 - (b) by omitting the matter "section 71A", wherever occurring, and by inserting instead the matter "section 71M", and
 - (c) by omitting the matter "section 71B", "section 71C", "section 71D", "section 71E", "section 71F", "section 71G", "section 71H", "section 71I", "section 71J", "section 71K" and "section 71L", wherever occurring, and by inserting instead the matter "section 71O", "section 71P", "section 71Q", "section 71R", "section 71S", "section 71T", "section 71U", "section 71V", "section 71W", "section 71Y" and "section 71Z" respectively.
- (2) On the commencement of this clause each Minister's plan referred to in Schedule 2 is amended by omitting the words "environmental health water" and "supplementary environmental water" wherever occurring and by inserting instead the words "planned environmental water".

Part 3 Access licences

Division 1 General

8 Categories of access licence

- (1) For the purposes of section 57 (1) (1) of the Act, each of the following categories of access licence are prescribed:
 - (a) Murrumbidgee Irrigation (conveyance) access licence,
 - (b) Coleambally Irrigation (conveyance) access licence,
 - (c) floodplain harvesting access licence.
- (2) For the purposes of section 57 (2) of the Act, each subcategory specified in Column 2 of Schedule 3 in relation to a category of access licence referred to in Column 1 of that Schedule is a prescribed subcategory of the category so referred to.

9 Priorities between different categories of access licence

- (1) The following priorities are to be observed in relation to the access licences referred to in section 58 (1) (c) of the Act:
 - (a) regulated river (conveyance) access licences, Murrumbidgee Irrigation (conveyance) access licences and Coleambally Irrigation (conveyance) access licences:
 - (i) have equal priority with each other, and
 - (ii) have priority over access licences referred to in paragraph (b),
 - (b) all other access licences referred to in section 58 (1) (c) of the Act have equal priority with each other.
- (2) Any subcategory of access licence has equal priority with the access licence of which it is a subcategory and with any other subcategory of that licence.

10 Available water determinations

For the purposes of section 59 (2) of the Act, an available water determination referred to in section 59 (1) (a) of the Act is to be published in one or more local newspapers circulating generally throughout the areas and localities to which the determination relates.

2004 No 429

Clause 11 Water Management (General) Regulation 2004

Part 3 Access licences

11 Applications generally

- (1) An application under Part 2 of Chapter 3 of the Act:
 - (a) must be in a form approved by the Director-General, and
 - (b) must be signed or otherwise authenticated by each party to the application, and
 - (c) must be accompanied by, or make provision for the payment of, the fee payable under section 114 of the Act in relation to the application, and
 - (d) must be lodged at, or sent by post to, an office of the Department.
- (2) An application is incomplete unless it includes, or is accompanied by, all information required by the approved form.
- (3) This clause does not apply to an application for the recording of any matter in the Access Register under section 71A of the Act.

12 Matters to be recorded in Water Access Licence Register

For the purposes of section 71A (1) (h) of the Act, the matters to be recorded in the General Division of the Access Register include any memorandum of terms and conditions:

- (a) that is lodged with the Minister by the holder, or prospective holder, of a security interest, and
- (b) that is, or is intended to be, adopted by or incorporated in an instrument evidencing the existence of a security interest, as referred to in section 71D (1) (a) of the Act.

13 Dealings on default

For the purposes of section 71X of the Act, a notice referred to in subsection (1) (b) of that section with respect to an access licence to be transferred as a consequence of a default in the payment of a debt or performance of some other obligation under a contract or other legally enforceable arrangement secured by a security interest:

- (a) must indicate:
 - (i) that it is a notice under that section, and
 - (ii) that the holder or co-holder of the licence is in default under the contract or arrangement, as specified in the notice, and

- (iii) that steps that must be taken by the holder or co-holder of the licence to rectify the default, as specified in the notice, and
 - (iv) that, if those steps are not taken within 30 days after service of the notice, the access licence may be transferred pursuant to that section,
- (b) must be served on a person in a manner in which a document may be served on a person under section 170 of the *Conveyancing Act 1919*.

14 Cancellation of specific purpose access licences

For the purposes of section 77A (3) of the Act, the following criteria are prescribed as criteria that the Minister must consider when determining whether the purpose for which a specific purpose access licence was granted no longer exists:

- (a) in the case of an access licence for the supply of water to a location in relation to any activity, whether that activity is still continued at that location or still requires a supply of water,
- (b) in the case of an access licence for the supply of water to a town or community or to some other location for domestic purposes, whether anyone still resides in that town or community or at that location,
- (c) in the case of an access licence for the supply of water to a location for stock purposes, whether there is still any stock at that location,
- (d) in the case of an access licence for the supply of water for any purpose from any water source, whether the water previously supplied for that purpose from that water source is now supplied from some other water source.

15 Register of available water determinations

- (1) The following particulars must be recorded in the register of available water determinations kept under section 84 of the Act in relation to each available water determination made under section 59 of the Act:
- (a) the terms of the determination,
 - (b) the date on which it was made,
 - (c) the water source or sources (or the parts of the water source or sources) to which it applies,

2004 No 429

Clause 16 Water Management (General) Regulation 2004

Part 3 Access licences

- (d) in the case of a determination referred to in section 59 (1) (a) of the Act, the categories or subcategories of access licence to which it applies,
 - (e) in the case of a determination referred to in section 59 (1) (b) of the Act, the individual access licences to which it applies.
- (2) For the purposes of section 84 (3) of the Act, the following places are prescribed as places at which the register of available water determinations is to be made available for public inspection:
- (a) the head office of the Department,
 - (b) each regional office of the Department.

16 Water allocation accounts

- (1) Water allocations are to be debited from an access licence's water allocation account:
- (a) except as provided by paragraph (b), whenever water is taken by means of any of the access licence's nominated water supply works, or
 - (b) if the relevant water sharing plan so provides, whenever water is ordered in relation to any of the access licence's nominated water supply works.
- (2) If a water supply work is nominated in relation to two or more access licences, water allocations taken by means of, or ordered in relation to, the work are to be debited from the water allocation accounts for those access licences:
- (a) to the extent to which the relevant water sharing provisions of a management plan establish priorities in that regard, in accordance with the priorities so established, and
 - (b) to the extent to which the relevant water sharing provisions of a management plan do not establish priorities in that regard:
 - (i) subject to subparagraph (ii), as nominated by the holder of the access licences concerned or, if the access licences are held by different people, as nominated jointly by the holders, or
 - (ii) if no such nomination is made or if such a nomination is incapable of being implemented, as determined by the Director-General.

17 Claims for compensation

- (1) A claim under section 87 of the Act:
 - (a) must be in a form approved by the Director-General, and
 - (b) must be signed or otherwise authenticated by the claimant, and
 - (c) must be lodged at, or sent by post to, an office of the Department.
- (2) A claim is incomplete unless it includes, or is accompanied by, all information required by the approved form.

Division 2 Exemptions**18 Exemption from requirement for access licence**

- (1) The following persons are exempt from section 341 (1) of the Act in relation to the taking of water from a water source:
 - (a) a roads authority (within the meaning of the *Roads Act 1993*), in relation to water required for road construction and road maintenance,
 - (b) any person lawfully engaged in the carriage of water for use for drought relief, in relation to water required for that purpose,
 - (c) any person lawfully engaged in the use of water for dust suppression,
 - (d) any person lawfully engaged in the hydrostatic testing of gas pipelines, in relation to water required for that purpose,
 - (e) any person lawfully engaged in prospecting or fossicking for minerals or petroleum under the *Mining Act 1992* or the *Petroleum (Onshore) Act 1991*, in relation to water required for that purpose,
 - (f) any landholder, in relation to water required for the purpose of generating electricity for use for domestic consumption on that land (but only if the water is returned to the water source from which it was taken),
 - (g) any person lawfully engaged in the testing of a bore, in relation to water used for that purpose during the week following completion of the bore's construction,

2004 No 429

Clause 19 Water Management (General) Regulation 2004

Part 3 Access licences

- (h) any person lawfully engaged in the operation of a hydro-electric power station in connection with a water supply work owned by the Ministerial Corporation,
- (i) all persons, in relation to the taking of water from or by means of an excluded work.

Note. The use of a water supply work for the purpose of taking any such water may still require a water supply work approval under Part 3 of Chapter 3 of the Act.

- (2) A person who is engaged in an aquifer interference activity in connection with the mining or extraction of any material is exempt from the operation of section 341 (1) of the Act in relation to the taking of water from an aquifer if the water is taken in accordance with an aquifer interference approval with respect to that activity.

19 Applications for specific purpose access licences

For the purposes of section 61 (1) (a) of the Act, an application for the following categories and subcategories of specific purpose access licence may be made, but only for the following purposes:

- (a) a local water utility access licence (subcategory “domestic and commercial”), for the purpose of domestic consumption and commercial activities,
- (b) a domestic and stock access licence (subcategory “domestic”), for the purpose of domestic consumption,
- (c) an unregulated river access licence (subcategory “town water supply”), for the purpose of supply to communities for domestic consumption and commercial activities,
- (d) a regulated river (high security) access licence (subcategory “town water supply”), for the purpose of supply to communities for domestic consumption and commercial activities,
- (e) an aquifer access licence (subcategory “town water supply”), for the purpose of supply to communities for domestic consumption and commercial activities,
- (f) any category of specific purpose access licence (subcategory “Aboriginal cultural”), for Aboriginal cultural purposes.

20 Granting of access licences

An access licence for which an application may be made under section 61 (1) of the Act, or under clause 5 (5) of this Regulation, is exempt from the operation of section 63 (2) (a) of the Act.

21 Security holder's consent not required for certain dealings

An increase in the share or extraction component of an access licence in connection with the assignment of rights under section 71Q of the Act is exempt from the requirements of section 71L (1) (c) of the Act.

Division 3 Replacement supplementary water access licences**22 Gwydir**

- (1) On 1 July 2004, a section 18 entitlement or section 20B entitlement with respect to the Gwydir is taken to have been replaced by a supplementary water access licence with a share component calculated in accordance with the following formula:

$$S_1 = \frac{D \times 178,000}{\Sigma D + \Sigma E}$$

where:

S_1 represents the share component for the supplementary water access licence, expressed in megalitres.

D (the base amount under this subclause) represents an area equivalent to 6 times the area (measured in hectares) of the authorised area in relation to the entitlement.

ΣD represents the sum of the base amounts under this subclause for all section 18 entitlements or section 20B entitlements with respect to the Gwydir.

ΣE represents the sum of the base amounts under subclause (2) for all general security entitlements with respect to the Gwydir.

- (2) On 1 July 2004, a general security entitlement with respect to the Gwydir is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component calculated in accordance with the following formula:

$$S_2 = \frac{E \times 178,000}{\Sigma D + \Sigma E}$$

2004 No 429

Clause 23 Water Management (General) Regulation 2004

Part 3 Access licences

where:

S_2 represents the share component for the supplementary water access licence, expressed in megalitres.

E (the base amount under this subclause) represents the volume of water authorised by the entitlement immediately before 1 July 2004.

ΣD represents the sum of the base amounts under subclause (1) for all section 18 entitlements or section 20B entitlements with respect to the Gwydir.

ΣE represents the sum of the base amounts under this subclause for all general security entitlements with respect to the Gwydir.

- (3) In this clause, a reference to the Gwydir is a reference to the Gwydir regulated river water source identified in the *Water Sharing Plan for the Gwydir Regulated River Water Source 2002*, as in force on 1 July 2004.

23 Hunter

- (1) On 1 July 2004, the entitlement identified as 20MW000021 with respect to the Hunter is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component of 36,000 megalitres.
- (2) On 1 July 2004, a general security entitlement with respect to the Hunter (other than the entitlement referred to in subclause (1)) is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component equivalent to the greater of the following:
- the greatest volume of water (in megalitres) taken in excess of the volume authorised by the entitlement in any water year between 1 July 1993 and 30 June 2000,
 - the greatest volume of water (in megalitres) taken pursuant to a relevant section 20AA direction in any water year between 1 July 1993 and 30 June 1998.
- (3) In this clause, a reference to the Hunter is a reference to the Hunter regulated river water source identified in the *Water Sharing Plan for the Hunter Regulated River Water Source 2004*, as in force on 1 July 2004.

24 Lower Darling

- (1) On 1 July 2004, a general security entitlement with respect to the Lower Darling is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component calculated in accordance with the following formula:

$$S = \frac{E \times 250,000}{\Sigma E}$$

where:

S represents the share component for the supplementary water access licence, expressed in megalitres.

E (the base amount under this subclause) represents the greatest volume of water (in megalitres) taken in excess of the entitlement in any water year between 1 July 1983 and 30 June 2001.

ΣE represents the sum of the base amounts under this subclause for all general security entitlements with respect to the Lower Darling.

- (2) In this clause, a reference to the Lower Darling is a reference to the Lower Darling regulated river water source identified in the *Water Sharing Plan for the Murray and Lower Darling Regulated Rivers Water Sources 2003*, as in force on 1 July 2004.

25 Lower Namoi

- (1) On 1 July 2004, a section 18 entitlement or section 20B entitlement with respect to the Lower Namoi is taken to have been replaced by a supplementary water access licence with a share component calculated as follows:

- (a) if *D* is equal to or greater than *G*, in accordance with the following formula:

$$S_1 = \frac{D \times 110,000}{\Sigma E}$$

- (b) if *D* is less than *G*, in accordance with whichever of the following formulae yield the lesser volume:

$$S_1 = \frac{G \times 110,000}{\Sigma E}$$

$$S_1 = \frac{(D + E) \times 110,000}{\Sigma E}$$

2004 No 429

Clause 25 Water Management (General) Regulation 2004

Part 3 Access licences

where:

S_1 represents the share component for the supplementary water access licence, expressed in megalitres.

D (the base amount under this subclause) represents the greater of:

- (a) the greatest volume of water taken pursuant to the entitlement in any water year between 1 July 1990 and 30 June 2001, and
- (b) one megalitre per hectare of the authorised area in relation to the entitlement.

G represents the average number of days per water year on which pumping water pursuant to the entitlement was permissible in the water years between 1 July 1990 and 30 June 2001, multiplied by the assessed pump capacity associated with the entitlement.

E represents the base amount under subclause (2) for the associated general security entitlement.

ΣE represents the sum of the base amounts under subclause (2) for all general security entitlements with respect to the Lower Namoi.

- (2) On 1 July 2004, a general security entitlement with respect to the Lower Namoi is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component calculated as follows:

- (a) if the holder of the general security entitlement:
 - (i) is not also the holder of a section 18 entitlement or section 20B entitlement, or
 - (ii) is also the holder of a section 18 entitlement or section 20B entitlement and D is equal to or greater than G ,

in accordance with the following formula:

$$S_2 = \frac{E \times 110,000}{\Sigma E}$$

- (b) if the holder of the general security entitlement is also the holder of a section 18 entitlement or section 20B entitlement and D is less than G , in accordance with the following formula:

$$S_2 = \frac{(D + E) \times 110,000}{\Sigma E} - S_1$$

where:

S_2 represents the share component for the supplementary water access licence, expressed in megalitres.

D represents the base amount under subclause (1) for the associated section 18 entitlement or section 20B entitlement.

E (the base amount under this subclause) represents the greater of:

- (a) the greatest volume of water taken pursuant to the relevant section 20AA direction in any water year between 1 July 1990 and 30 June 2001, and
- (b) one megalitre per hectare of the authorised area in relation to the general security entitlement.

G represents the average number of days per water year on which pumping water pursuant to the associated section 18 entitlement or section 20B entitlement was permissible in the water years between 1 July 1990 and 30 June 2001, multiplied by the assessed pump capacity associated with the entitlement.

S_1 represents the share component for the associated section 18 entitlement or section 20B entitlement under subclause (1).

ΣE represents the sum of the base amounts under this subclause for all general security entitlements with respect to the Lower Namoi.

- (3) For the purposes of this clause, a section 18 entitlement or section 20B entitlement and a general security entitlement are **associated** with each other if, under the former 1912 Act, the one was granted in relation to the other.
- (4) In this clause, a reference to the Lower Namoi is a reference to the Lower Namoi regulated river water source identified in the *Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2003*, as in force on 1 July 2004.

26 Macquarie and Cudgegong

- (1) On 1 July 2004, a section 18 entitlement or section 20B entitlement with respect to the Macquarie and Cudgegong is taken to have been replaced by a supplementary water access licence with a share component calculated in accordance with the following formula:

$$S_1 = \frac{D \times 50,000}{\Sigma D + \Sigma E}$$

2004 No 429

Clause 26 Water Management (General) Regulation 2004

Part 3 Access licences

where:

S_1 represents the share component for the supplementary water access licence, expressed in megalitres.

D (the base amount under this subclause) represents an area equivalent to 8 times the area (measured in hectares) of the authorised area in relation to the entitlement.

ΣD represents the sum of the base amounts under this subclause for all section 18 entitlements or section 20B entitlements with respect to the Macquarie and Cudgegong.

ΣE represents the sum of the base amounts under subclause (2) for all general security entitlements with respect to the Macquarie and Cudgegong.

- (2) On 1 July 2004, a general security entitlement with respect to the Macquarie and Cudgegong is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component calculated in accordance with the following formula:

$$S_2 = \frac{E \times 50,000}{\Sigma D + \Sigma E}$$

where:

S_2 represents the share component for the supplementary water access licence, expressed in megalitres.

E (the base amount under this subclause) represents the volume of water authorised by the entitlement immediately before 1 July 2004.

ΣD represents the sum of the base amounts under subclause (1) for all section 18 entitlements or section 20B entitlements with respect to the Macquarie and Cudgegong.

ΣE represents the sum of the base amounts under this subclause for all general security entitlements with respect to the Macquarie and Cudgegong.

- (3) In this clause, references to the Macquarie and Cudgegong are references to the Macquarie and Cudgegong regulated river water sources identified in the *Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2003*, as in force on 1 July 2004.

27 Murray

- (1) On 1 July 2004, each entitlement with respect to the Murray referred to in Column 1 of Part 2 of Schedule 4 is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component equivalent to the volume of water (expressed in megalitres) specified in Column 2 of Schedule 4 with respect to that entitlement.
- (2) In this clause, a reference to the Murray is a reference to the Murray regulated river water source identified in the *Water Sharing Plan for the Murray and Lower Darling Regulated Rivers Water Sources 2003*, as in force on 1 July 2004.

28 Murrumbidgee

- (1) On 1 July 2004, each entitlement with respect to the Murrumbidgee referred to in Column 1 of Part 2 of Schedule 4 is taken to have been replaced not only by the relevant access licence referred to in Schedule 11 to the Act but also by a supplementary water access licence with a share component equivalent to the volume of water (expressed in megalitres) specified in Column 2 of Schedule 4 with respect to that entitlement.
- (2) In this clause, a reference to the Murrumbidgee is a reference to the Murrumbidgee regulated river water source identified in the *Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2003*, as in force on 1 July 2004.

29 Miscellaneous

- (1) A general security entitlement is not replaced by a supplementary water access licence if the share component for such a licence, calculated in accordance with this Division, would be zero.
- (2) A supplementary water access licence that has replaced a general security entitlement is subject to such conditions, not inconsistent with any mandatory conditions referred to in clause 20 of Schedule 10 to the Act, as were most recently applicable to the taking and use of water under the entitlement.

2004 No 429

Clause 30 Water Management (General) Regulation 2004

Part 4 Approvals

Part 4 Approvals

Division 1 General

30 Definition of “aquifer interference activity”

The following activities are prescribed for the purposes of paragraph (d) of the definition of *aquifer interference activity* in the Dictionary to the Act:

- (a) the extraction of silica sands,
- (b) the extraction of road base material.

31 Applications generally

- (1) An application under Part 3 of Chapter 3 of the Act:
 - (a) must be in a form approved by the Director-General, and
 - (b) must, if required by the Director-General, include or be accompanied by an assessment of the likely impact of the water use, work or activity concerned, and
 - (c) must be signed or otherwise authenticated by each party to the application, and
 - (d) must be accompanied by, or make provision for the payment of, the fee payable under section 114 of the Act in relation to the application, and
 - (e) must be lodged at, or sent by post to, an office of the Department.
- (2) An application is incomplete unless it includes, or is accompanied by, all information required by the approved form.
- (3) An assessment referred to in subclause (1) (b) must be prepared in accordance with guidelines approved by the Director-General.
- (4) The guidelines referred to in subclause (3):
 - (a) are to be made available for public inspection, free of charge, during normal business hours:
 - (i) at the head office of the Department, and
 - (ii) at each regional office of the Department, and
 - (b) are to be published on the Department’s internet website.

32 Advertising of applications for approvals: section 92 (7)

- (1) The following classes of applications are to be advertised, as referred to in section 92 (7) of the Act:
 - (a) applications for water supply work approvals for:
 - (i) works for the taking of water from a river, or
 - (ii) bores for the taking of water, other than bores used solely for taking water in accordance with a person's basic landholder rights, or
 - (iii) works (such as weirs) that have the effect of impounding water in a water source, or
 - (iv) works (such as tanks and dams) that are constructed or used for the purpose of capturing rainwater run-off,
 - (b) applications for water use approvals for irrigation,
 - (c) applications whose advertising is required by any relevant management plan.
- (2) An application referred to in subclause (1) (a) does not have to be advertised (unless so required by a management plan referred to in subclause (1) (c)) if the water supply work concerned is to be used:
 - (a) for a period of not more than 3 months, and
 - (b) for one of the following purposes:
 - (i) road construction or road maintenance by a roads authority (within the meaning of the *Roads Act 1993*), or
 - (ii) drought relief, or
 - (iii) dust suppression, or
 - (iv) prospecting or fossicking for minerals or petroleum under the *Mining Act 1992* or the *Petroleum (Onshore) Act 1991*, or
 - (v) hydrostatic testing of gas pipelines.
- (3) An application for an approval must be advertised by the Director-General by means of a notice published:
 - (a) in a local newspaper, and
 - (b) in a newspaper circulating among such Aboriginal communities as could be affected by the granting of such an approval, and
 - (c) on the Department's internet website.

2004 No 429

Clause 33 Water Management (General) Regulation 2004

Part 4 Approvals

- (4) The notice must contain the following information:
- (a) the name of the applicant,
 - (b) the type of approval to which the application relates,
 - (c) particulars indicating the location to which the application relates,
 - (d) in the case of a water supply work approval, the capacity of the work and the water source and stream from which the work is proposed to take water,
 - (e) in the case of a water use approval, the purpose for which water is to be used under the approval,
 - (f) the form in which any objection against the application should be made for the purposes of section 93 of the Act,
 - (g) the address to which, and the time by which, any such objection should be made,
 - (h) the name and contact details for the relevant Departmental officer.

33 Matters affecting consideration of applications: section 96

For the purposes of section 96 (a) of the Act, the matters to be taken into consideration by the Minister in considering whether or not to grant an aquifer interference approval include whether the amount of water taken in the course of carrying out the aquifer interference activity to which the approval relates will exceed the total extraction limit for the aquifer set out in any relevant management plan.

34 Procedure for making objection to granting of approval

For the purposes of section 93 (1) of the Act, an objection to the granting of an approval:

- (a) must be in writing, and
- (b) must be signed or otherwise authenticated by the objector, and
- (c) must contain the name and address of the objector, and
- (d) must be lodged at, or sent by post to, the address specified in the notice referred to in clause 32 (4) (g) within 28 days after the notice was first published, and
- (e) must specify the grounds of the objection.

35 Register of approvals

For the purposes of section 113 (3) of the Act, the following places are prescribed as places at which the register kept under that section is to be made available for public inspection:

- (a) the head office of the Department,
- (b) each regional office of the Department.

36 Security deposits

- (1) This clause applies to any approval that is granted subject to a condition requiring the holder of the approval to reinstate land affected by the construction of any work or the carrying out of any activity.
- (2) An approval to which this clause applies may be granted subject to a further condition to the effect that, before commencing the construction of any work or the carrying out of any activity, the holder of the approval must provide the Minister with security for the cost of complying with the condition as to reinstatement.
- (3) The security is to be for such reasonable amount as is determined by the Minister and specified in the condition as to security.
- (4) The security may be provided, at the choice of the holder of the approval, by means of a deposit with the Minister or a guarantee satisfactory to the Minister.
- (5) Security provided by way of deposit may be paid out to meet the cost of complying with the condition as to reinstatement.
- (6) Any amount repaid to the applicant from a deposit is to be repaid together with any interest accrued as a consequence of its investment.

37 Access licences and approvals arising from former entitlements

A section 18 entitlement or section 20B entitlement that, immediately before 1 July 2004, was in force under the former 1912 Act is taken to have been replaced:

- (a) to the extent to which it entitles any person or body to use a specified water management work, by a water management work approval held by that person or body in respect of that work (subject to such of the conditions of the entitlement, not inconsistent with any mandatory conditions referred to in clause 20 of Schedule 10 to the Act, as are applicable to an approval of that kind), and
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2004 No 429

Clause 38 Water Management (General) Regulation 2004

Part 4 Approvals

- (b) to the extent to which it entitles any person or body to use water on any land, by a water use approval held by that person or body in respect of that land (subject to such of the conditions of the entitlement, not inconsistent with any mandatory conditions referred to in clause 20 of Schedule 10 to the Act, as are applicable to an approval of that kind).

Division 2 Exemptions

38 Exemption from requirement for water use approval

- (1) A person is exempt from section 342 (1) of the Act in relation to the use of water for any of the following purposes:
 - (a) the use of water for a purpose for which a development consent is in force under the *Environmental Planning and Assessment Act 1979*, other than the use of water for power generation by a major utility, or
 - (b) the use of water for road construction and road maintenance by a roads authority (within the meaning of the *Roads Act 1993*), or
 - (c) the use of water for drought relief, or
 - (d) the use of water for dust suppression, or
 - (e) the use of water taken from or by means of an excluded work, or
 - (f) the use of water for domestic consumption and stock watering, or
 - (g) the use of water for the purpose of prospecting or fossicking for minerals or petroleum under the *Mining Act 1992* or the *Petroleum (Onshore) Act 1991*, or
 - (h) the use of water for the purpose of operating a hydro-electric power station in connection with a water supply work owned by the Ministerial Corporation.
- (2) A person who is engaged in an aquifer interference activity in connection with the mining or extraction of any material is exempt from the operation of section 342 (1) of the Act in relation to the using of water from an aquifer if the water is used in accordance with an aquifer interference approval with respect to that activity.

39 Exemption from requirement for water supply work approval

- (1) A person is exempt from section 343 (1) (a) of the Act in relation to:
 - (a) the construction of an excluded work, or
 - (b) the construction of a dam or water bore to be used solely for the purpose of exercising domestic and stock rights in relation to a water source to which Part 3 of Chapter 3 of the Act does not apply, or
 - (c) the construction of a water supply work to be used solely for the purpose of prospecting or fossicking for minerals or petroleum under the *Mining Act 1992* or the *Petroleum (Onshore) Act 1991*, or
 - (d) the construction of a water pipe for use solely for conveying water from one place to another, or
 - (e) the construction of a water reticulation work on land the subject of a water use approval.
- (2) Subclause (1) (c), (d) and (e) do not apply to a water supply work constructed on any of the following land:
 - (a) land declared to be critical habitat under Part 3 of the *Threatened Species Conservation Act 1995* or Division 3 of Part 7A of the *Fisheries Management Act 1994*, or
 - (b) land that is a heritage conservation area within the meaning of an environmental planning instrument that applies to the land under the *Environmental Planning and Assessment Act 1979*,
 - (c) land that is an Aboriginal place within the meaning of the *National Parks and Wildlife Act 1974*,
 - (d) land that is reserved for any purpose under the *National Parks and Wildlife Act 1974*,
 - (e) land the subject of a conservation agreement in force under section 69B of the *National Parks and Wildlife Act 1974*,
 - (f) land the subject of a property agreement in force under section 40 of the *Native Vegetation Conservation Act 1997*,
 - (g) land within a State forest within the meaning of the *Forestry Act 1916*,
 - (h) land to which *State Environmental Planning Policy No 14—Coastal Wetlands* applies,
 - (i) land to which *State Environmental Planning Policy No 26—Littoral Rainforests* applies,

2004 No 429

Clause 39 Water Management (General) Regulation 2004

Part 4 Approvals

- (j) waterfront land.
- (3) A person is exempt from section 343 (1) (a1) of the Act in relation to the use of:
- (a) any excluded work, or
 - (b) a dam or water bore used solely for the purpose of exercising domestic and stock rights in relation to a water source to which Part 3 of Chapter 3 of the Act does not apply, or
 - (c) any water supply work used solely for the purpose of prospecting or fossicking for minerals or petroleum under the *Mining Act 1992* or the *Petroleum (Onshore) Act 1991*, or
 - (d) any water pipe used solely for conveying water from one place to another, or
 - (e) any water reticulation work that is situated on land the subject of a water use approval, or
 - (f) any water storage work, water reticulation work or water impounding work that was in use before 1 July 2004 in relation to water taken pursuant to an entitlement or pursuant to (the previously repealed) section 7 (7) of the former 1912 Act, or
 - (g) any hydro-electric power station that is operated in connection with a water supply work owned by the Ministerial Corporation.
- (4) A person who is engaged in an aquifer interference activity in connection with the mining or extraction of any material is exempt from the operation of section 343 (1) of the Act in relation to the construction or use of a water management work for the purpose of taking and using water from an aquifer if the water is taken and used in accordance with an aquifer interference approval with respect to that activity.
- (5) In this clause, ***water reticulation work*** means a work (such as a water pipe or irrigation channel) that is constructed or used for the purpose of conveying water to the point at which it is to be used (including a reticulated system of such works and all associated pipes, sluices, valves and equipment), but does not include:
- (a) any work that receives water from a water supply work under the control or management of the Sydney Water Corporation, the Hunter Water Corporation or a local water utility, or
 - (b) any work that is also a flood work.

40 Exemption from operation of section 106

Section 106 does not apply to:

- (a) a water management work approval for a work used by a person referred to in clause 21 (a), (b), (c) or (d) solely for taking water for a purpose for which the person is exempt by clause 21 from the requirement for an access licence, or
- (b) a water use approval for the use of water for such a purpose.

2004 No 429

Clause 41 Water Management (General) Regulation 2004

Part 5 Fees and charges

Part 5 Fees and charges

41 Fees and charges

- (1) A charging authority may waive or reduce any fee or charge imposed under the Act.
- (2) In this clause, *charging authority*, in relation to a fee or charge, means the person or body (other than the Minister) that imposes the fee or charge.

Part 6 Irrigation corporations

Division 1 Inclusion of land within irrigation corporation's area of operations

42 Applications to include land within area of operations: section 128

- (1) An application under section 128 of the Act must be in a form approved by the Director-General.

Note. Section 128 (2) of the Act requires an application to identify the land to be included in an irrigation corporation's area of operations.

- (2) An application under section 128 of the Act with respect to land that is more than 15 per cent of the irrigation corporation's existing area of operations must be advertised by the Director-General by means of a notice published:

- (a) in a local newspaper, and
- (b) on the Department's internet website.

- (3) The notice must contain the following information:

- (a) the name of the applicants,
- (b) the name of the irrigation corporation within whose area of operations the application seeks to include land,
- (c) the purpose of the application (that is, to seek the inclusion of the land to which the application relates within the irrigation corporation's area of operations),
- (d) the area of the land to which the application relates,
- (e) the general location of the land (by lot and deposited plan number or by such other description as formally identifies the land),
- (f) the address to which, and the time by which, objections to the application should be made for the purposes of section 129 of the Act.

43 Objections to inclusion of land within area of operations: section 129

For the purposes of section 129 of the Act, an objection to the inclusion of land within an irrigation corporation's area of operations:

- (a) must be in writing, and
- (b) must be signed or otherwise authenticated by the objector, and
- (c) must contain the name and address of the objector, and

2004 No 429

Clause 44 Water Management (General) Regulation 2004

Part 6 Irrigation corporations

- (d) must be lodged at, or sent by post to, the address specified in the notice, as referred to in clause 42 (3) (f), within 28 days after the notice was first published, and
- (e) must specify the grounds of the objection.

Division 2 Exclusion of land from irrigation corporation's area of operations

44 Applications to exclude land from area of operations: section 132

- (1) An application under section 132 of the Act must be in a form approved by the Director-General.

Note. Section 132 (2) of the Act requires an application to identify the land to be excluded from an irrigation corporation's area of operations.

- (2) An application under section 132 of the Act with respect to land that is more than 15 per cent of the irrigation corporation's existing area of operations must be advertised by the Director-General by means of a notice published:
 - (a) in a local newspaper, and
 - (b) on the Department's internet website.
- (3) The notice must contain the following information:
 - (a) the name of the applicants,
 - (b) the name of the irrigation corporation from whose area of operations the application seeks to exclude land,
 - (c) the purpose of the application (that is, to seek the exclusion of the land to which the application relates from the irrigation corporation's area of operations),
 - (d) the area of the land to which the application relates,
 - (e) the general location of the land (by lot and deposited plan number or by such other description as formally identifies the land),
 - (f) the address to which, and the time by which, objections to the application should be made for the purposes of section 133 of the Act.

45 Objections to exclusion of land from area of operations: section 133

For the purposes of section 133 of the Act, an objection to the exclusion of land from an irrigation corporation's area of operations:

- (a) must be in writing, and
- (b) must be signed or otherwise authenticated by the objector, and
- (c) must contain the name and address of the objector, and
- (d) must be lodged at, or sent by post to, the address specified in the notice, as referred to in clause 44 (3) (f), within 28 days after the notice was first published, and
- (e) must specify the grounds of the objection.

2004 No 429

Water Management (General) Regulation 2004

Schedule 1 Excluded works

Schedule 1 Excluded works

(Clause 3)

- (1) Dams solely for the control or prevention of soil erosion, provided no water is reticulated or pumped from such dams and the size of the structure is the minimum necessary to fulfil the erosion control function, and provided such dams are located on a minor stream referred to in section 53 (3) (b) of the Act. However, if such a dam is fenced off for erosion control purposes water may be reticulated to a stock drinking trough in an adjoining paddock without prejudicing the exempt status.
- (2) Dams solely for flood detention and mitigation, provided no water is reticulated or pumped from such dams and provided such dams are located on a minor stream referred to in section 53 (3) (b) of the Act.
- (3) Dams solely for the capture, containment and recirculation of drainage and/or effluent, consistent with best management practice or required by a public authority to prevent the contamination of a water source, provided such dams are located on a minor stream referred to in section 53 (3) (b) of the Act.
- (4) Dams approved in writing by the Director-General for specific environmental management purposes, provided such dams are located on a minor stream referred to in section 53 (3) (b) of the Act.
- (5) Rainwater tanks collecting water from roofs only.
- (6) Works impounding water which exceed the harvestable rights referred to in an order under section 54 of the Act and:
 - (a) were constructed before 1 January 1999, and
 - (b) are used only for domestic consumption and stock watering or do not result in the extraction of water, and
 - (c) are located on a minor stream referred to in section 53 (3) (b) of the Act, and
 - (d) from which water is being used only on the landholding on which the dam is located.
- (7) Dams or excavations located on a river or lake constructed under section 7 of the *Water Act 1912* prior to 1 January 2001, provided such dams are used only for stock, domestic or stock and domestic purposes, or for purposes which do not require extraction of water.

- (8) Works in the Western Division which are located on lakes shown in the legend of the 1:100 000 topographic maps issued by the Land Information Centre (formerly the Central Mapping Authority) applying at 1 January 1999 to that Division as “Lake Mainly Dry”.
- (9) Works in the Western Division constructed prior to 1 January 1999 impounding water on the areas of land shown in the legend of the maps referred to in paragraph (8) as land subject to flooding or inundation, or lakes shown as “perennial” or “intermittent”, where the water is used only for stock, domestic or stock and domestic purposes, or for purposes which do not require extraction of water.

2004 No 429

Water Management (General) Regulation 2004

Schedule 2 Minister's plans to be amended

Schedule 2 Minister's plans to be amended

(Clause 7)

Water Sharing Plan for the Adelong Creek Water Source 2003

Water Sharing Plan for the Alstonville Plateau Groundwater Sources 2003

Water Sharing Plan for the Apsley River Water Source 2003

Water Sharing Plan for the Castlereagh River above Binnaway Water Source 2003

Water Sharing Plan for the Commissioners Waters Water Source 2003

Water Sharing Plan for the Coopers Creek Water Source 2003

Water Sharing Plan for the Dorrigo Plateau Surface Water Source and Dorrigo Basalt Groundwater Source 2003

Water Sharing Plan for the Gwydir Regulated River Water Source 2002

Water Sharing Plan for the Hunter Regulated River Water Source 2004

Water Sharing Plan for the Jilliby Jilliby Creek Water Source 2003

Water Sharing Plan for the Kangaroo River Water Source 2003

Water Sharing Plan for the Karuah River Water Source 2003

Water Sharing Plan for the Kulnura Mangrove Mountain Groundwater Sources 2003

Water Sharing Plan for the Lachlan Regulated River Water Source 2003

Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2003

Water Sharing Plan for the Mandagery Creek Water Source 2003

Water Sharing Plan for the Murray and Lower Darling Regulated Rivers Water Sources 2003

Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2003

Water Sharing Plan for the Ourimbah Creek Water Source 2003

Water Sharing Plan for the Phillips Creek, Mooki River, Quirindi Creek and Warrah Creek Water Sources 2003

Water Sharing Plan for the Rocky Creek, Cobbadah, Upper Horton and Lower Horton Water Source 2003

Water Sharing Plan for the Stuarts Point Groundwater Source 2003

Water Sharing Plan for the Tarcutta Creek Water Source 2003

Water Sharing Plan for the Tenterfield Creek Water Source 2003

Water Sharing Plan for the Tomago Tomaree Stockton Groundwater Sources 2003

Water Sharing Plan for the Toorumbee Creek Water Source 2003

Water Sharing Plan for the Upper Billabong Water Source 2003

Water Sharing Plan for the Upper Brunswick River Water Source 2003

Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2003

Water Sharing Plan for the Wandella Creek Water Source 2003

Water Sharing Plan for the Wybong Creek Water Source 2003

2004 No 429

Water Management (General) Regulation 2004

Schedule 3 Categories and subcategories of licences

Schedule 3 Categories and subcategories of licences

(Clause 8 (2))

Column 1	Column 2
Category of access licence	Subcategory of access licence
Regulated river (high security)	Aboriginal commercial
	Aboriginal cultural
	Community and education
	Research
	Town water supply
Regulated river (general security)	Aboriginal commercial
	Community and education
	Research
Local water utility	Domestic and commercial
Major utility	Power generation
	Urban water
Domestic and stock	Domestic
	Stock
	Town water supply
Unregulated river	Aboriginal commercial
	Aboriginal cultural
	Community and education
	Research

Column 1	Column 2
Category of access licence	Subcategory of access licence
Aquifer	Town water supply
	Aboriginal commercial
	Aboriginal cultural
	Community and education
	Research
	Town water supply

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Schedule 4 Supplementary access licence share components

(Clauses 27 and 28)

Part 1 Murrumbidgee

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SA810H	1129
40SA967H	297
40SL21181H	795
40SL23730H	639.5
40SL29503H	639.5
40SL39533H	1510
40SL29207H	194
40SL34982H	649
40SL51045H	1672
40SA896H	3000
40GL000155	1322.5
40SA000596	37
40SA000696	672
40SA000758	957.5
40SA001470	46
40SA001484	852

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SA001485	280
40SA001957	706
40SA005502	286.5
40SA005508	1269.5
40SA005513	1269
40SA005532	196.5
40SA005534	102
40SA005538	280.5
40SA005539	113.5
40SA005568	196
40SA005571	11068.3
40SA005573	401.5
40SA005574	1202
40SA005576	9417.5
40SA005578	288
40SA005579	425.5
40SA005582	137.5
40SA005584	394
40SA005585	4003

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SA005589	1061
40SA005591	782.5
40SA005592	29.5
40SA005596	223.5
40SA005597	4419
40SA005601	89
40SA005603	6085
40SA005607	25
40SA005611	294
40SA005612	772.5
40SA005613	666
40SA005614	266.5
40SL005828	9.5
40SL008741	6
40SL013884	1.5
40SL016414	4
40SL017240	273.5
40SL018212	29.5
40SL019393	222.5

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL020950	18
40SL021194	455
40SL023371	2
40SL023975	241
40SL024640	669.5
40SL025119	15
40SL025127	1
40SL027230	98.5
40SL027599	0.5
40SL027913	172.5
40SL028291	134
40SL028614	129.5
40SL029139	112.5
40SL029644	10.5
40SL029645	1.5
40SL029651	11.5
40SL029760	2
40SL029770	390
40SL030675	552

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL031386	74
40SL031413	46.5
40SL034503	18.5
40SL035302	41
40SL036156	17
40SL036279	131
40SL036544	219
40SL038517	218
40SL038604	147.5
40SL038658	883.5
40SL038671	25
40SL040949	6
40SL040956	110.5
40SL041130	177.5
40SL041131	144.5
40SL041211	7.5
40SL042651	171
40SL043121	117.5
40SL043282	25.5

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL043514	48
40SL044081	7.5
40SL044367	233
40SL044408	87.5
40SL045526	75.5
40SL046557	255.5
40SL046908	21
40SL047033	175.5
40SL047233	174
40SL047725	390
40SL048171	1.5
40SL048187	144.5
40SL048758	310
40SL048762	206
40SL049209	7.5
40SL049885	467
40SL050336	14.5
40SL050856	137
40SL051000	224

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL051001	16
40SL051228	1152
40SL051371	102
40SL051460	5.5
40SL051844	10.5
40SL052075	14.5
40SL070000	186.5
40SL070004	68
40SL070046	180.5
40SL070053	167
40SL070054	16.5
40SL070081	2886
40SL070120	737
40SL070140	354.5
40SL070160	603
40SL070169	272
40SL070175	595
40SL070183	2491.5
40SL070186	93.5

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL070204	7.5
40SL070219	29
40SL070882	10
40SL070273	1076
40SL070286	2.5
40SL070299	140
40SL070301	5
40SL070302	28
40SL070462	39.5
40SL070471	167.5
40SL070490	3
40SL070496	379
40SL070503	159.5
40SL070513	100
40SL070531	114
40SL070559	8.5
40SL070560	15.5
40SL070562	3
40SL070575	157

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL070578	20.5
40SL070601	363.5
40SL070649	1049
40SL070670	2350
40SL070721	6143
40SL070728	108.5
40SL070730	7
40SL070733	116
40SL070748	106.5
40SL070749	41
40SL070780	257.5
40SL070784	847.5
40SL070796	37.5
40SL070797	0.5
40SL070810	2017
40SL070820	32
40SL070848	129
40SL070850	8
40SL070856	27

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
40SL070881	410
40SL070884	3
40SL070922	756
57SA001252	597.5
57SA001607	46.5
57SA007505	3220
57SA007508	96
57SA007509	17.5
57SA007511	1867
57SL039492	623
57SL040554	114
57SL040570	670
57SL040740	423.5
57SL041608	427
57SL041789	571
57SL042307	55.5
57SL042308	257
57SL042504	154
57SL044052	683.5

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
57SL045023	248.5
57SL046494	304.5
57SL047016	739
57SL047393	570.5
57SL047534	352.5
57SL048139	653.5
57SL049227	43
57SL049284	130
57SL049297	345
57SL049339	696.5
57SL050777	175.5
57SL051127	349
57SL051247	937.5
57SL080000	134
57SL080002	130
57SL080003	411
57SL080007	266
57SL080008	31
57SL080009	266.5

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
57SL080011	435.5
57SL080014	49
57SL080016	287.5
57SL080018	252
57SL080020	552.5
57SL080021	512
57SL080025	26
57SL080029	360.5
57SL080033	720
57SL080034	1450
40IC000004	25,995.5
40IC000005	25,649

Part 2 Murray

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50GL0000218	5060
50GL0000217	521
50IC0000002	221704

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50IT0000006	705
50IT0000007	722
50SA000475	33
50SA001328	223
50SA001407	313
50SA001462	66
50SA001516	6
50SA001616	71
50SA001881	976
50SA001882	383
50SA006534	108
50SA006545	142
50SA006556	72
50SA006625	30
50SA006580	154
50SA006582	439
50SA006587	205
50SA006599	20
50SA006606	216

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL001956	17
50SL002807	418
50SL005692	336
50SL009493	299
50SL009721	88
50SL010115	53
50SL011344	35
50SL011650	47
50SL013889	40
50SL014403	45
50SL014977	27
50SL015231	4
50SL015243	195
50SL015571	8
50SL015946	3
50SL016321	1
50SL017280	165
50SL017870	56
50SL018749	165

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL018883	155
50SL018934	4
50SL019363	65
50SL019964	37
50SL020150	101
50SL020490	23
50SL020553	81
50SL021217	64
50SL021578	23
50SL021625	14
50SL021787	37
50SL022068	77
50SL022992	2
50SL023124	18
50SL023685	36
50SL025418	113
50SL025600	40
50SL027029	8
50SL027147	82

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL027292	3
50SL027372	111
50SL028828	32
50SL029108	10
50SL029205	27
50SL029515	7
50SL029626	29
50SL029804	39
50SL031197	44
50SL031274	90
50SL031770	29
50SL031783	269
50SL033071	279
50SL033164	124
50SL033368	179
50SL033369	374
50SL033836	98
50SL033967	25
50SL033968	38

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL034118	37
50SL034254	51
50SL034519	2
50SL034631	170
50SL035071	147
50SL035904	35
50SL035961	48
50SL036309	180
50SL036757	14
50SL037050	2
50SL037491	28
50SL037503	258
50SL037540	156
50SL037902	183
50SL038046	8
50SL038048	24
50SL038230	12
50SL038516	3
50SL038520	3

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL039358	201
50SL040128	68
50SL040804	33
50SL040918	80
50SL041183	14
50SL041185	249
50SL041292	25
50SL042972	156
50SL043090	5
50SL043997	4
50SL044004	276
50SL044005	399
50SL044275	42
50SL046385	27
50SL047353	15
50SL047354	92
50SL047390	111
50SL047543	93
50SL048149	172

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL049246	368
50SL049259	10
50SL049270	38
50SL049422	107
50SL049834	140
50SL050449	112
50SL051028	49
50SL051029	43
50SL051048	105
50SL051158	245
50SL051220	104
50SL051625	27
50SL075094	71
50SL075112	65
50SL075137	20
50SL075151	166
50SL075201	287
50SL075226	66
50SL075429	61

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL075226	66
50SL075248	171
50SL075265	438
50SL075275	352
50SL075292	15
50SL075321	1276
50SL075323	4
50SL075326	10
50SL075331	184
50SL075332	59
50SL075367	134
50SL075368	12
50SL075392	2
50SL075403	335
50SL075410	60
50SL075431	497
50SL075440	326
50SL075456	107
50SL075457	7

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL075472	330
50SL075487	31
50SL075488	86
50SL075515	14
50SL075582	10
50SL075544	456
50SL075550	59
60IT000009	255
60SA008559	31
60SL034780	125
60SL043793	1
60SL045033	7
60SL085440	166
60SL048224	1239
60SL049934	83
60SL085024	161
60SL085118	92
60SL085129	56
60SL085247	99

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
60SL085276	186
60SL085302	11
60SL085425	50
50SL34922	54
50SL25758	15
50SL16515	75
50SL49742	49
50SL49743	49
50SL49803	21
50SL49249	59
50SL44218	149
50SL49988	25
50SL44392	149
50SL49800	75
50SL40717	149
50SL42147	156
50SL39082	50
50SL48504	161
50SL22045	174

2004 No 429

Water Management (General) Regulation 2004

Schedule 4 Supplementary access licence share components

Column 1	Column 2
Water Act entitlement	Share component volume— (megalitres)
50SL75000	31
50SL48526	149
50SL50973	149
50SL50974	149
50SL44243	61
50SL42471	149
50SL49239	74
50SL49252	40
50SL50153	149
50IC000002	221,704

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