



Water Management (General) Amendment (Lower Murray Shallow Water Sharing Plan) Regulation 2012

under the

Water Management Act 2000

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

KATRINA HODGKINSON, MP
Minister for Primary Industries

Explanatory note

The object of this Regulation is to make provision with respect to certain entitlements under the *Water Act 1912* to take water from the Lower Murray Shallow Groundwater Source, being entitlements that are to become access licences to which Part 2 of Chapter 3 of the *Water Management Act 2000* applies.

This Regulation is made under the *Water Management Act 2000*, including section 400 (the general regulation-making power) and clause 1 of Schedule 9.

2012 No 136

Clause 1 Water Management (General) Amendment (Lower Murray Shallow Water Sharing Plan) Regulation 2012

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1 Name of Regulation

This Regulation is the *Water Management (General) Amendment (Lower Murray Shallow Water Sharing Plan) Regulation 2012*.

2 Commencement

This Regulation commences on 1 April 2012 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Water Management (General) Regulation 2011

Schedule 4 Access licences and approvals arising from former entitlements, and certain deemed approvals—particular provisions

Insert after Division 16 in Part 2:

Division 17 Replacement access licence for entitlements relating to Lower Murray Shallow Groundwater Source (1 April 2012)

84G Application of Division

This Division applies to and in respect of the following entitlements with respect to the water source to which the *Water Sharing Plan for the Lower Murray Shallow Groundwater Source 2012* applies:

- (a) the entitlement of Murray Irrigation Limited to take water from unlicensed water bores (constructed as referred to in section 112 (1) (b) of the former 1912 Act) for the purposes of operating the Wakool Tullakool Sub-Surface Drainage Scheme (the *WTSSDS entitlement*),
- (b) the entitlement identified as licence number 50BL143811.

84H WTSSDS entitlement for specified quantity of water

For the purposes of applying Schedule 10 to the Act in relation to the WTSSDS entitlement, that entitlement is taken to have been, immediately before the appointed day, for a specified quantity of 20,000 megalitres of water in any year.

84I Salinity and water table management access licences

- (1) Pursuant to clause 1 of Schedule 9 to the Act, the following subclause is taken to be inserted after clause 4 (4) of Schedule 10 to the Act:
 - (5) This clause does not apply to the entitlements referred to in clause 84G of Schedule 4 to the *Water Management (General) Regulation 2011*.

2012 No 136

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Schedule 1 Amendment of Water Management (General) Regulation 2011

- (2) Pursuant to clause 1 of Schedule 9 to the Act, the following clause is taken to be inserted after clause 4 of Schedule 10 to the Act:

4A Salinity and water table management access licences

An entitlement referred to in clause 84G of Schedule 4 to the *Water Management (General) Regulation 2011* is taken to have been replaced by a salinity and water table management access licence.

- (3) Pursuant to clause 1 of Schedule 9 to the Act, the following subclause is taken to be inserted after clause 5 (4) of Schedule 10 to the Act:

- (5) Subclause (1) does not apply to an entitlement referred to in clause 84G of Schedule 4 to the *Water Management (General) Regulation 2011*.