



Water Industry Competition (General) Amendment (Water Industry Infrastructure) Regulation 2013

under the

Water Industry Competition Act 2006

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Water Industry Competition Act 2006*.

GREG PEARCE, MLC
Minister for Finance and Services

Explanatory note

The object of this Regulation is to amend the *Water Industry Competition (General) Regulation 2008*:

- (a) to extend a transitional provision that grants an exemption from the prohibition on unlicensed operation or use of water industry infrastructure for water industry infrastructure that, prior to 17 December 2010, did not require a licence, and
- (b) to provide that certain irrigation activities carried out in accordance with an environment protection licence issued under the *Protection of the Environment Operations Act 1997* are exempt from the prohibition on unlicensed operation or use of water industry infrastructure.

This Regulation is made under the *Water Industry Competition Act 2006*, including section 5 (4) (b) and section 101 (the general regulation-making power).

2013 No 133

Water Industry Competition (General) Amendment (Water Industry
Clause 1 Infrastructure) Regulation 2013

**Water Industry Competition (General) Amendment
(Water Industry Infrastructure) Regulation 2013**

under the

Water Industry Competition Act 2006

1 Name of Regulation

This Regulation is the *Water Industry Competition (General) Amendment (Water Industry Infrastructure) Regulation 2013*.

2 Commencement

This Regulation commences on 1 April 2013 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Water Industry Competition (General) Regulation 2008

**[1] Clause 19A Water industry infrastructure that was formerly exempt from
requirement for a licence**

Omit “17 June 2013” from clause 19A (1). Insert instead “30 June 2014”.

**[2] Schedule 3 Water industry infrastructure exempt from licensing
requirement**

Insert after clause 14:

- 15** Water industry infrastructure that is used for the treatment of industrial wastewater (other than sewage) for irrigated agriculture, but only if the irrigated agriculture:
- (a) is carried out in accordance with an environment protection licence (within the meaning of the *Protection of the Environment Operations Act 1997*), and
 - (b) is not carried out for food production purposes.