



New South Wales

Water Sharing Plan for the Lower Gwydir Groundwater Source Amendment Order (No 2) 2013

under the

Water Management Act 2000

I, the Minister for Primary Industries, in pursuance of section 45 (1) (a) of the *Water Management Act 2000*, being satisfied it is in the public interest to do so, make the following Order to amend the *Water Sharing Plan for the Lower Gwydir Groundwater Source 2003*.

Dated this Sixth day of December 2013.

KATRINA HODGKINSON, MP
Minister for Primary Industries

Explanatory note

This Order is made under section 45 (1) (a) of the *Water Management Act 2000*. The object of this Order is to amend the *Water Sharing Plan for the Lower Gwydir Groundwater Source 2003*. The concurrence of the Minister for the Environment was obtained prior to the making of this Order.

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1 Name of Order

This Order is the *Water Sharing Plan for the Lower Gwydir Groundwater Source Amendment Order (No 2) 2013*.

2 Commencement

This Order commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of the Water Sharing Plan for the Lower Gwydir Groundwater Source 2003

[1] Clause 36 Extraction interference between neighbouring bores

Omit clause 36 (3). Insert instead:

- (3) The Minister may, upon request of the applicant for the water supply work approval, vary the distance restrictions specified in subclause (1) if the Minister is satisfied that:
 - (a) a hydrogeological study undertaken by the applicant, and assessed as adequate by the Minister, demonstrates that the location of the new or replacement water supply work will have no more than minimal potential for adverse impact on existing authorised extraction, and
 - (b) all potentially affected access licence and water supply work approval holders and adjacent landholders have been notified by the proponent, and
Note. Potentially affected access licence holders are typically neighbouring access licence holders and/or those in the near vicinity.
 - (c) there is a process for remediation in the event that any adverse impact occurs in the future, specified as conditions on the water supply work approval.

[2] Clause 36

Insert after subclause (4):

- (5) The distance restrictions specified in subclauses (1) and (2) do not apply to the grant or amendment of a water supply work approval if the Minister is satisfied that the water supply work is solely for basic landholder rights.