



New South Wales

Water Sharing Plan for the NSW Border Rivers Unregulated and Alluvial Water Sources Amendment Order 2014

under the

Water Management Act 2000

I, Kevin Humphries, the Minister for Natural Resources, Lands and Water, in pursuance of section 45 (1) (a) of the *Water Management Act 2000*, being satisfied that it is in the public interest to do so, make the following Order to amend the *Water Sharing Plan for the NSW Border Rivers Unregulated and Alluvial Water Sources 2012*.

Dated this 17th day of September 2014.

KEVIN HUMPHRIES, MP
Minister for Natural Resources, Lands and Water

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 NSW Border Rivers Unregulated and Alluvial Water Sources 2012*. The concurrence of the Minister for the Environment was obtained prior to the making of this Order.

Water Sharing Plan for the NSW Border Rivers Unregulated and Alluvial Water Sources Amendment Order 2014

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Water Management Act 2000

1 Name of Order

This Order is the *Water Sharing Plan for the NSW Border Rivers Unregulated and Alluvial Water Sources Amendment Order 2014*.

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 NSW Border Rivers Unregulated and Alluvial Water Sources 2012

[1] Schedule 2

Omit the Schedule. Insert instead:

Schedule 2 Access rules for in-river pools or off-river pools

1 General

This clause applies to each access licence which replaces a Water Act 1912 entitlement listed in the table below.

Column 1	Column 2	Column 3
Water Act 1912 entitlements that will be replaced on commencement of this Plan	Access rules	Water Source
90SL022126	Water must not be taken when the water level of the pool in the Boobera Watercourse is less than 0.08 metres on a gauge established on the left bank of the watercourse on TS & CR 29416, Parish of Boobera, County of Stapleton.	Croppa Creek and Whalan Creek Water Source
90SL049222	Water must not be taken from an in-river pool located within Lot 2 of DP 566722 or within Lot 55 of DP 726327 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity	Mole River Water Source

	<p>from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge</p>	
90SL051340	<p>Water must not be taken from an in-river pool located within Lots 19 and 20 of DP 751508 or Lot 105 of DP 39479 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	Mole River Water Source
90SL051327	<p>Water must not be taken from an in-river pool located within Lot 32 of DP 751509 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	Mole River Water Source
90SL028243	<p>Water must not be taken from an in-river pool located within</p>	Mole River Water Source

	<p>Lot 1 of DP 540165 or Lot 38 of DP 751529 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at that in-river pool, full capacity will be designated on the staff gauge.</p>	
90SL038791	<p>Water must not be taken from an in-river pool located within Lot 70 of DP 705186, Lots 6,7,8,10 of DP 751508 or Lots 17 and 44 of DP 751509 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	Mole River Water Source
90SL00091	<p>Water must not be taken from an in-river pool located within Lot 2 of DP 235160 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2</p>	Mole River Water Source

	metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.	
90SL018831	Water must not be taken from an in-river pool located within Lot 2 of DP 235160 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.	Mole River Water Source
90SL027176	Water must not be taken from an in-river pool located within Lots 7 and 15 of DP 751529 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.	Mole River Water Source
90SL014174	Water must not be taken from	Beardy River Water Source

	<p>an in-river pool located within Lots 8 and 9 of DP 753275 when the water level of that in-river pool is more than 0.5 metres below the full capacity from 1 March to 31 August or more than 0.35 metres below the full capacity volume from 1 September to 28/29 February.</p> <p>Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	
90SL100943	<p>Water must not be taken from an in-river pool located within Lots 8, 9 and 10 of DP 753275 when the water level of that in-river pool is more than 0.5 metres below the full capacity from 1 March to 31 August or more than 0.35 metres below the full capacity volume from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	Beardy River Water Source
90SL101038	<p>Water must not be taken from an in-river pool located within Lots 8, 9 and 10 of DP 753275 when the water level of that in-river pool is more than 0.5 metres below the full capacity from 1 March to 31</p>	Beardy River Water Source

	August or more than 0.35 metres below the full capacity volume from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.	
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Note. The area listed in Column 2 of Schedule 2 to which the access rule applies may be larger than the area identified in the water supply work approval for that water supply work. If this is the case, the construction of a new water supply work within the area listed in Column 2 of Schedule 2 will require a new or amended water supply work approval if it is outside the area identified in the water supply work approval

2 Access licences

This clause applies to each access licence listed in the table below.

Column 1	Column 2	Column 3
Access licence	Access rules	Water Source
90AL827397	Water must not be taken from an in-river pool located within Lot 26 of DP751529 and Lots 1 and 2 of DP585506 when the water level of that in-river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February. Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.	Mole River
90AL827432	Water must not be taken from an in-river pool located within Lots 1 and 2 of DP585 506 when the water level of that in-	Mole River

	<p>river pool is more than 0.3 metres below the full capacity from 1 March to 31 August or more than 0.2 metres below the full capacity from 1 September to 28/29 February.</p> <p>Where a staff gauge is installed at the in-river pool, full capacity will be designated on the staff gauge.</p>	
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Note. The area listed in Column 2 of Schedule 2 to which the access rule applies may be larger than the area identified in the water supply work approval for that water supply work. If this is the case, the construction of a new water supply work within the area listed in Column 2 of Schedule 2 will require a new or amended water supply work approval if it is outside the area identified in the water supply work approval

[2] Schedule 3

Omit the Schedule. Insert instead:

Schedule 3 Access rules for unregulated river (special additional high flow) access licences subject to clause 44 (6)

This clause applies to each access licence which replaces a Water Act 1912 entitlement listed in the table below.

Column 1	Column 2	Column 3
Water Act 1912 entitlements that will be replaced on commencement of this Plan	Access rules	Water Source
90SL037621H	The authorised work shall not be used for the purpose of irrigating the authorised area or any part thereof unless the discharge of the Severn River at the Flabury gauge exceeds 97 megalitres per day (such discharge corresponding to a	Glen Innes Water Source

	reading on the said gauge of 0.58 metres or such other reading as may be determined from time to time).	
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