



New South Wales

Access Licence Dealing Principles Amendment Order 2015

under the

Water Management Act 2000

I, Gavin Hanlon, having delegated authority from the Minister for Primary Industries, in pursuance of section 71Z(1) of the *Water Management Act 2000*, do, by this Order, amend the *Access Licence Dealing Principles Order 2004* to allow for the temporary assignment of water allocations held under an access licence of the subcategory town water supply.

Dated this 4th day of December 2015.

Gavin Hanlon

GAVIN HANLON
Deputy Director General Water
Department of Primary Industries
(by delegation)

Explanatory note

This Order is made under section 71Z(1) of the *Water Management Act 2000*. The object of this Order is to amend the *Access Licence Dealings Principles Order 2004* to allow for the temporary assignment of water allocations held under an access licence of the subcategory town water supply.

Access Licence Dealing Principles Amendment Order 2015

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Water Management Act 2000

1 Name of Order

This Order is the *Access Licence Dealings Principles Amendment Order 2015*.

2 Commencement

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

3 Amendment of existing Order

The *Access Licence Dealing Principles Order 2004* is amended as set out in Schedule 1.

Schedule 1 Amendment of Access Licence Dealing Principles Order 2004

[1] Clause 16 Amendment of extraction component of access licence

Omit clause 16 (2) (b). Insert instead:

- (b) if the licence is a specific purpose access licence, apart from local water utility access licences and access licences of the subcategory town water supply.

[2] Clause 17 Assignment of water allocations between access licences

Omit clause 17 (2) (b) (i). Insert instead:

- (i) local water utility access licences, major utility access licences, access licences of the subcategory town water supply and access licences of the subcategory Aboriginal commercial, or

[3] Clause 17 (5)

Omit the subclause. Insert instead:

- (5) Assignment of water allocations from a local water utility access licence or access licence of the subcategory town water supply is prohibited unless:
 - (a) the Minister has approved an integrated water cycle management strategy for all NSW towns supplied under the licence, and
 - (b) the Minister is satisfied the assignment will not put the water supply for all NSW towns supplied by the licence at risk.
- (5A) An integrated water cycle management strategy is not to be approved unless it complies with the requirements of the Integrated Water Cycle Management Strategy Check List, as adopted from time to time and published on the Department's website.

[4] Clause 19 Interstate assignment of water allocations

Omit clause 19 (3) (b). Insert instead:

- (b) if the licence is a specific purpose access licence, apart from local water utility access licences and access licences of the subcategory town water supply, or

[5] Clause 19 (5)

Omit the subclause. Insert instead:

- (5) Interstate assignment of water allocations from a local water utility access licence or access licence of the subcategory town water supply is prohibited unless:
 - (a) the Minister has approved an integrated water cycle management strategy for all NSW towns supplied under the licence, and

(b) the Minister is satisfied the assignment will not put the water supply for NSW towns supplied by the licence at risk.

(5A) An integrated water cycle management strategy is not to be approved unless it complies with the requirements of the Integrated Water Cycle Management Strategy Check List, as adopted from time to time and published on the Department's website.

[6] Clause 20 Nomination of water supply works

Omit clause 20 (3) (a). Insert instead:

(a) if the licence is a local water utility access licence, access licence of the subcategory town water supply or a major utility access licence, or

[7] Clause 20 (4)

Omit the subclause. Insert instead:

(4) Dealings under section 71W are prohibited if the access licence is a local water utility access licence or of the subcategory town water supply, with the following exceptions:

(a) if new or additional works are to be nominated, that those works supply the same town water supply scheme as the current nominated works, or

(b) if a nominated work is withdrawn, that there remains at least one nominated work.