



New South Wales

Water Supply (Critical Needs) (Wyangala Dam and Dungowan Dam) Regulation 2021

under the

Water Supply (Critical Needs) Act 2019

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Water Supply (Critical Needs) Act 2019*.

MELINDA PAVEY, MP
Minister for Water, Property and Housing

Explanatory note

The object of this Regulation is to alter the description of the Wyangala Dam wall raising project and the Dungowan Dam construction project. These projects are taken to be State significant infrastructure and critical State significant infrastructure for the purposes of the *Environmental Planning and Assessment Act 1979*.

This Regulation is made under the *Water Supply (Critical Needs) Act 2019*, including section 20 (the general regulation-making power) and Schedule 3, clause 1(2)(a).

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Water Supply (Critical Needs) Act 2019

1 Name of Regulation

This Regulation is the *Water Supply (Critical Needs) (Wyangala Dam and Dungowan Dam) Regulation 2021*.

2 Commencement

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

Schedule 1 Amendment of Water Supply (Critical Needs) Act 2019 No 16

[1] Schedule 3 Declaration of certain dam-related development as critical State significant infrastructure

Insert after clause 2(2) —

- (3) In this clause—
development does not include—
- (a) the following for the purposes of the assessment of the dam wall raising project—
 - (i) surveys,
 - (ii) test drilling,
 - (iii) test excavations,
 - (iv) geotechnical investigations,
 - (v) other tests, surveys, sampling or investigations, or
 - (b) the relocation of the Wyangala Waters Holiday Park and associated works, including the construction of a water treatment plant and access roads and the relocation and reinstallation of utilities infrastructure.

[2] Schedule 3, clause 4(1)(a)

Omit “the Tamworth Water Treatment Plant”.

Insert instead “intersect with the pipeline from Chaffey Dam”.

[3] Schedule 3, clause 4(3)

Insert after clause 4(2) —

- (3) In this clause—
development does not include the following for the purposes of the assessment of the new dam—
- (a) surveys,
 - (b) test drilling,
 - (c) test excavations,
 - (d) geotechnical investigations,
 - (e) other tests, surveys, sampling or investigations.