



New South Wales
Government

Water Sharing Plan Amendment (Omnibus) Order 2024

under the

Water Management Act 2000

I, Rose Jackson MLC, Minister for Water, in pursuance of section 45 (1) of the *Water Management Act 2000*, being satisfied it is in the public interest to do so, make the following Order to amend various water sharing plans under the *Water Management Act 2000*.

Dated 26 September 2024

Rose Jackson
ROSE JACKSON, MLC
Minister for Water

Explanatory note

This Order is made under section 45 (1) of the *Water Management Act 2000*. The object of this Order is to amend various water sharing plans under the *Water Management Act 2000* to ensure the Minister has sufficient discretion when making available water determinations, to apply certain rules under floodplain management plans to applications for water supply work approvals, and to correct a description of a water source. The concurrence of the Minister for the Environment was obtained prior to the making of this Order as required under section 45 of the *Water Management Act 2000*.

Water Sharing Plan Amendment (Omnibus) Order 2024

under the

Water Management Act 2000

1 Name of Order

This Order is the *Water Sharing Plan Amendment (Omnibus) Order 2024*.

2 Commencement

This Order commences on publication on the NSW legislation website.

Schedule 1 Amendments to provisions of certain water sharing plans concerning available water determinations

1.1 Water Sharing Plan for the Belubula Regulated River Water Source 2012

Clause 43 Available water determinations for supplementary water access licences

Omit “At”. Insert instead, “Unless the Minister otherwise determines, at”.

1.2 Water Sharing Plan for the Coffs Harbour Area Unregulated and Alluvial Water Sources 2022

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.3 Water Sharing Plan for the Greater Metropolitan Region Groundwater Sources 2023

Section 14 Available water determinations

In section 14(2), omit “is in the public interest”. Insert instead “should be made”.

1.4 Water Sharing Plan for the Greater Metropolitan Region Unregulated River Water Sources 2023

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.5 Water Sharing Plan for the Gwydir Regulated River Water Source 2016

[1] Clause 40 Available water determinations for floodplain harvesting (regulated river) access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

[2] Clause 41 Available water determinations for supplementary water access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.6 Water Sharing Plan for the Hunter Unregulated and Alluvial Water Sources 2022

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.7 Water Sharing Plan for the Lower North Coast Unregulated and Alluvial Water Sources 2022

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.8 Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2016

[1] Clause 38 Available water determinations for regulated river (high security) access licences

In clause 38(3), omit “The Minister”. Insert instead “Unless the Minister otherwise determines, the Minister”.

[2] Clause 40 Available water determinations for floodplain harvesting (regulated river) access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

[3] Clause 41 Available water determinations for supplementary water access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.9 Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2016

[1] Clause 44 Available water determinations for supplementary water access licences and supplementary (Lowbidgee) access licences

In clause 44(1), omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

[2] Clause 44(2)

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.10 Water Sharing Plan for the New South Wales Murray and Lower Darling Regulated Rivers Water Sources 2016

Clause 40 Available water determinations for supplementary water access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.11 Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2021

[1] Clause 39A Available water determinations for floodplain harvesting (regulated river) access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

[2] Clause 40 Available water determinations for supplementary water access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.12 Water Sharing Plan for the Paterson Regulated River Water Source 2019

Clause 34 Available water determinations for supplementary water access licences

Omit “At”. Insert instead “Unless the Minister otherwise determines, at”.

1.13 Water Sharing Plan for the Richmond River Area Unregulated, Regulated and Alluvial Water Sources 2023

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.14 Water Sharing Plan for the Towamba River Unregulated and Alluvial Water Sources 2023

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

1.15 Water Sharing Plan for the Tweed River Area Unregulated and Alluvial Water Sources 2023

Section 16 Available water determinations

In section 16(2), omit “is in the public interest”. Insert instead “should be made”.

Schedule 2 Amendments to provisions of certain water sharing plans concerning water supply work approvals for works located near flood-dependent areas

2.1 Water Sharing Plan for the Barwon-Darling Unregulated River Water Source 2012

Clause 40A Rules for water supply works located near flood-dependent areas

Insert after clause 40A(1)—

- (1A) A water supply work approval must not be granted or amended to authorise a work if—
- (a) the work is also a flood work,
 - (b) there is no flood work approval in place for the work,
 - (c) the work is on land to which the *Floodplain Management Plan for the Barwon-Darling Valley Floodplain 2017* or the *Floodplain Management Plan for the Lower Namoi Valley Floodplain 2020* applies, and
 - (d) granting or amendment of an approval for the work would not be permitted under the *Floodplain Management Plan for the Barwon Darling Valley Floodplain 2017* or the *Floodplain Management Plan for the Lower Namoi Valley Floodplain 2020*.

2.2 Water Sharing Plan for the Gwydir Regulated River Water Source 2016

[1] Clause 43 Rules for water supply works located near flood-dependent areas

In the heading to the clause, omit “flood-dependent”. Insert instead “flood-dependent”.

[2] Clause 43

Insert before clause 43(1)—

- (1A) A water supply work approval must not be granted or amended to authorise a work if—
- (a) the work is also a flood work,
 - (b) there is no flood work approval in place for the work,
 - (c) the work is on land to which the *Floodplain Management Plan for the Gwydir Valley Floodplain 2016* applies, and
 - (d) granting or amendment of an approval for the work would not be permitted under the *Floodplain Management Plan for the Gwydir Valley Floodplain 2016*.

2.3 Water Sharing Plan for the Gwydir Unregulated River Water Sources 2012

Clause 47 Granting or amending water supply work approvals

Insert after clause 47(1A)—

- (1B) A water supply work approval must not be granted or amended to authorise a work if—
 - (a) the work is also a flood work,
 - (b) there is no flood work approval in place for the work,
 - (c) the work is on land to which the *Floodplain Management Plan for the Gwydir Valley Floodplain 2016* applies, and
 - (d) granting or amendment of an approval for the work would not be permitted under the *Floodplain Management Plan for the Gwydir Valley Floodplain 2016*.

2.4 Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2016

Clause 43 Rules for water supply works located near flood-dependent areas

Insert before clause 43(1)—

- (1A) A water supply work approval must not be granted or amended to authorise a work if—
 - (a) the work is also a flood work,
 - (b) there is no flood work approval in place for the work,
 - (c) the work is on land to which the *Floodplain Management Plan for the Macquarie Valley Floodplain 2016* applies, and
 - (d) granting or amendment of an approval for the work would not be permitted under the *Floodplain Management Plan for the Macquarie Valley Floodplain 2016*.

2.5 Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2021

Clause 41A Rules for supply works located near flood-dependent areas

Insert before clause 41A(1)—

- (1A) A water supply work approval must not be granted or amended to authorise a work if:
 - (a) the work is also a flood work,

- (b) there is no flood work approval in place for the work,
- (c) the work is on land to which the *Floodplain Management Plan for the Border Rivers Valley Floodplain 2020* applies, and
- (d) granting or amendment of an approval for the work would not be permitted under the *Floodplain Management Plan for the Border Rivers Valley Floodplain 2020*.

Schedule 3 Amendment relating to the NSW Border Rivers Regulated River Water Source

3.1 Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2021

Clause 4 Application of Plan

Insert after clause 4(2)(a)—

- (aa) the Severn River from the Pindari Dam wall downstream to its junction with the Macintyre River,

Schedule 4 Amendments to water sharing plans concerning licences of the subcategory ‘Aboriginal cultural’

4.1 Water Sharing Plan for the Barwon-Darling Unregulated River Water Source 2012

Clause 40 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4.2 Water Sharing Plan for the Bellinger River Area Unregulated and Alluvial Water Sources 2020

Clause 38 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an unregulated river (Aboriginal cultural) access licence or an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,

- (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 3 Water Sharing Plan for the Belubula Regulated River Water Source 2012

Clause 44 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes and,
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 4 Water Sharing Plan for the Brunswick Unregulated and Alluvial Water Sources 2016

Clause 38 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 5 Water Sharing Plan for the Central Coast Unregulated and Alluvial Water Sources 2022

Clause 36 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an unregulated river (Aboriginal cultural) access licence or an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,

- (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 6 Water Sharing Plan for the Clarence River Unregulated and Alluvial Water Sources 2016

Clause 38 Specific purpose access licences

Omit subclause (7). Insert instead—

- (7) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 7 Water Sharing Plan for the Clyde River Unregulated and Alluvial Water Sources 2016

Clause 36 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—

- (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 8 Water Sharing Plan for the Coffs Harbour Area Unregulated and Alluvial Water Sources 2022

Section 28 Specific purpose access licences

Omit subsection (4). Insert instead—

- (4) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
- (a) the share component of the licence is no more than 10ML/year,
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes; and
 - (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 9 Water Sharing Plan for the Darling Alluvial Groundwater Sources 2020

Clause 34 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 10 Water Sharing Plan for the Deua River Unregulated and Alluvial Water Sources 2016

Clause 37 Specific purpose access licences

Omit subclause (5). Insert instead—

- (5) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,

- (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 11 Water Sharing Plan for the Greater Metropolitan Region Groundwater Sources 2023

Section 21 Specific purpose access licences

Omit subsection (4). Insert instead—

- (4) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
- (a) the share component of the licence is no more than 10ML/year,
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 12 Water Sharing Plan for the Greater Metropolitan Region Unregulated River Water Sources 2023

Section 28 Specific purpose access licences

Omit subsection (3). Insert instead—

- (3) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—

- (a) the share component of the licence is no more than 10ML/year,
- (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes,
- (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken, and
- (d) for an unregulated river (Aboriginal cultural) access licence in the following water sources—the share components of all unregulated river (Aboriginal cultural) access licences in the water source concerned does not exceed 40ML/year—
 - (i) the Dharabuladh Water Source,
 - (ii) the Jenolan River Water Source,
 - (iii) the Kedumba River Water,
 - (iv) the Kowmung River Water Source,
 - (v) the Wywandy Water Source.

4. 13 Water Sharing Plan for the Gwydir Alluvial Groundwater Sources Order 2020

Clause 34 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,

- (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 14 Water Sharing Plan for the Gwydir Regulated River Water Source 2016

Clause 42 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 15 Water Sharing Plan for the Gwydir Unregulated River Water Sources 2012

Clause 37 Specific purpose access licences

Omit subclause (3). Insert instead—

- (1) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 16 Water Sharing Plan for the Hastings Unregulated and Alluvial Water Sources 2019

Clause 38 Specific purpose access licences

Omit subclause (7). Insert instead—

- (7) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,

- (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 17 Water Sharing Plan for the Hunter Regulated River Water Source 2016

Clause 51 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 18 Water Sharing Plan for the Hunter Unregulated and Alluvial Water Sources 2022

Section 28 Specific purpose access licences

Omit subsection (3). Insert instead—

- (3) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—

- (a) the share component of the licence is no more than 10ML/year, and
- (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 19 Water Sharing Plan for the Lachlan Alluvial Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and

- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 20 Water Sharing Plan for the Lachlan Regulated River Water Source 2016

Clause 39 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 21 Water Sharing Plan for the Lachlan Unregulated River Water Sources 2012

Clause 40 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,

- (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 22 Water Sharing Plan for the Lower North Coast Unregulated and Alluvial Water Sources 2022

Section 28 Specific purpose access licences

Omit subsection (4). Insert instead—

- (4) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
- (a) the share component of the licence is no more than 10ML/year,
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes; and
 - (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 23 Water Sharing Plan for the Macleay Unregulated and Alluvial Water Sources 2016

Clause 40 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 24 Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2016

Clause 42 Rules for specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,

- (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 25 Water Sharing Plan for the Macquarie Bogan Unregulated Rivers Water Sources 2012

Clause 48 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 26 Water Sharing Plan for the Macquarie-Castlereagh Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—

- (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 27 Water Sharing Plan for the Murray Alluvial Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 28 Water Sharing Plan for the Murrumbidgee Alluvial Groundwater Sources Order 2020

Clause 37 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 29 Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2016

Clause 45 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,

- (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 30 Water Sharing Plan for the Murrumbidgee Unregulated River Water Sources 2012

Clause 46 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 31 Water Sharing Plan for the Nambucca Unregulated and Alluvial Water Sources 2016

Clause 36 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—

- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 32 Water Sharing Plan for the Namoi Alluvial Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 33 Water Sharing Plan for the New South Wales Murray and Lower Darling Regulated Rivers Water Sources 2016

Clause 41 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 34 Water Sharing Plan for the North Coast Coastal Sands Groundwater Sources 2016

Clause 33 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,

- (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 35 Water Sharing Plan for the North Coast Fractured and Porous Rock Groundwater Sources 2016

Clause 35 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 36 Water Sharing Plan for the NSW Border Rivers Alluvial Groundwater Sources 2020

Clause 34 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—

- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 37 Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2021

Clause 41 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and

- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 38 Water Sharing Plan for the NSW Great Artesian Basin Groundwater Sources 2020

Clause 33 Specific purpose access licences

Omit subclause (5). Insert instead—

- (5) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 39 Water Sharing Plan for the NSW Great Artesian Basin Shallow Groundwater Sources Order 2020

Clause 32 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,

- (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 40 Water Sharing Plan for the NSW Murray Darling Basin Fractured Rock Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 41 Water Sharing Plan for the NSW Murray Darling Basin Porous Rock Groundwater Sources Order 2020

Clause 35 Specific purpose access licences

Omit subclause (4). Insert instead—

- (4) The Minister may only grant an aquifer (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 42 Water Sharing Plan for the Paterson Regulated River Water Source 2019

Clause 35 Rules for granting access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and

- (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 43 Water Sharing Plan for the Peel Regulated River Water Source Order 2022

Clause 38 Specific purpose access licences

Omit subclause (3). Insert instead—

- (3) The Minister may only grant a regulated river (high security) (Aboriginal cultural) access licence if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 44 Water Sharing Plan for the Richmond River Area Unregulated, Regulated and Alluvial Water Sources 2023

Section 28 Specific purpose access licences

Omit subsection (3). Insert instead—

- (3) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
 - (a) the share component of the licence is no more than 10ML/year,
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,

- (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 45 Water Sharing Plan for the Snowy Genoa Unregulated and Alluvial Water Sources 2016

Clause 36 Specific purpose access licences

Omit subclause (5). Insert instead—

- (5) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 46 Water Sharing Plan for the South Coast Groundwater Sources 2016

Clause 33 Specific purpose access licences

Omit subclause (6). Insert instead—

- (6) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
 - (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 47 Water Sharing Plan for the Towamba River Unregulated and Alluvial Water Sources 2023

Section 28 Specific purpose access licences

Omit subsection (4). Insert instead—

- (4) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
 - (a) the share component of the licence is no more than 10ML/year,
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,

- (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
- (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 48 Water Sharing Plan for the Tuross River Unregulated and Alluvial Water Sources 2016

Clause 37 Specific purpose access licences

Omit subclause (5). Insert instead—

- (5) An access licence of the subcategory “Aboriginal cultural” may only be granted if—
- (a) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for any personal, domestic or communal purpose, including the following—
 - (i) drinking, and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (b) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

4. 49 Water Sharing Plan for the Tweed River Area Unregulated and Alluvial Water Sources 2023

Section 28 Specific purpose access licences

Omit subsection (5). Insert instead—

- (5) A person may apply for a specific purpose access licence of the subcategory Aboriginal cultural if—
- (a) the share component of the licence is no more than 10ML/year, and
 - (b) the licence is primarily for the taking of water by an Aboriginal person or Aboriginal community for personal, domestic or communal purposes, including the following—
 - (i) drinking and food preparation,
 - (ii) washing,
 - (iii) manufacturing traditional artefacts,
 - (iv) watering domestic gardens,
 - (v) cultural teaching,
 - (vi) hunting, fishing and gathering,
 - (vii) traditional food production,
 - (viii) purposes to achieve environmental outcomes,
 - (ix) recreational, cultural and ceremonial purposes, and
 - (c) any commercial benefit obtained by the taking or use of the water is only ancillary or incidental to the purpose for which the water was taken.

Schedule 5 Amendments relating to dealings under the Water Management Act 2000, section 71W

5.1 Water Sharing Plan for the Barwon-Darling Unregulated River Water Source 2012

Clause 69 Nomination of water supply works dealings

Insert the following subclause immediately following subclause (2)—

- (2A) Subclause (2) does not apply to a dealing that involves the amendment of a floodplain harvesting (unregulated river) access licence to nominate a work authorised by a water supply work approval (the *new approval*) if—
- (a) the new approval was created as a result of the amendment of a water supply work approval (the *original approval*) that was nominated by the access licence to be amended, and
 - (b) the new approval does not authorise any works in addition to those that were authorised by the original approval.

5.2 Water Sharing Plan for the Gwydir Regulated River Water Source 2016

Clause 59 Nomination of water supply works dealings

Insert the following subclause immediately following subclause (2)—

- (2A) Subclause (2) does not apply to a dealing that involves the amendment of a floodplain harvesting (regulated river) access licence to nominate a work authorised by a water supply work approval (the *new approval*) if—
- (a) the new approval was created as a result of the amendment of a water supply work approval (the *original approval*) that was nominated by the access licence to be amended, and
 - (b) the new approval does not authorise any works in addition to those that were authorised by the original approval.

5.3 Water Sharing Plan for the Gwydir Unregulated River Water Sources 2012

Clause 62 Nomination of water supply works dealings

Insert the following subclause immediately following subclause (4)—

- (4A) Subclause (4) does not apply to a dealing that involves the amendment of a floodplain harvesting (unregulated river) access licence to nominate a work authorised by a water supply work approval (the *new approval*) if—
- (a) the new approval was created as a result of the amendment of a water supply work approval (the *original approval*) that was nominated by the access licence to be amended, and

- (b) the new approval does not authorise any works in addition to those that were authorised by the original approval.

5.4 Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2016

Clause 64 Nomination of water supply works dealings

Insert the following subclause immediately following subclause (3)—

- (3A) Subclause (3) does not apply to a dealing that involves the amendment of a floodplain harvesting (regulated river) access licence to nominate a work authorised by a water supply work approval (the *new approval*) if—
 - (a) the new approval was created as a result of the amendment of a water supply work approval (the *original approval*) that was nominated by the access licence to be amended, and
 - (b) the new approval does not authorise any works in addition to those that were authorised by the original approval.

5.5 Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2021

Clause 53 Nomination of water supply works dealings

Insert the following subclause immediately following subclause (1A)—

- (1B) Subclause (1A) does not apply to a dealing that involves the amendment of a floodplain harvesting (regulated river) access licence to nominate a work authorised by a water supply work approval (the *new approval*) if—
 - (a) the new approval was created as a result of the amendment of a water supply work approval (the *original approval*) that was nominated by the access licence to be amended, and
 - (b) the new approval does not authorise any works in addition to those that were authorised by the original approval.

Schedule 6 Amendments relating to account management rules

6.1 Water Sharing Plan for the Lachlan Regulated River Water Source 2016

Clause 45 Other accounting rules

Omit clause 45(2). Insert instead—

(2) Evaporation reductions under subclause (1)—

- (a) must be determined by the operator at the end of each quarter of a water year,
and
- (b) must be applied to the volume in the take subaccount and hold subaccount of a regulated river (general security) access licence at the end of each water year.