



New South Wales

# Water Management Amendment (Water Access Licence Register) Bill 2023

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The object of this Bill is to amend the *Water Management Act 2000* (the **WM Act**), the *Constitution Act 1902* and *Constitution (Disclosures by Members) Regulation 1983* as follows—

- (a) to require holders and co-holders of water access licences to hold a **UIN**, a unique identification number allocated to a person for the WM Act,
- (b) to make amendments relating to the Water Access Licence Register (the **Access Register**),
- (c) to impose requirements relating to the holders (**WAL subsidiary holders**) of rights to exercise entitlements conferred by an access licence, or a holding in an access licence, held by an irrigation corporation,
- (d) to provide for a code of conduct for brokers,
- (e) to require annual reporting of the foreign beneficiaries of trusts that have an interest in a water access licence,
- (f) to require Members of Parliament to publicly disclose interests in water access licences held by the Member or the Member's spouse,
- (g) to make other minor or consequential amendments,
- (h) to insert provisions of a savings and transitional nature.

## Outline of provisions

**Clause 1** sets out the name, also called the short title, of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

## **Schedule 1      Amendment of Water Management Act 2000 No 92**

**Schedule 1[2]** inserts a requirement for holders and co-holders of access licences and WAL subsidiary holders to hold a UIN. The proposed provisions require a corporation applying for a UIN to provide certain information, including information about the directors and members of the corporation. Further, a corporation to which a UIN is allocated must give written notice to the Minister for Water (the *Minister*) of changes relating to the directors and members of the corporation. **Schedule 1[1]** provides that the Minister must refuse an application for an access licence if it does not include an applicant's UIN.

**Schedule 1[3]–[9] and [14]–[17]** make various amendments relating to the Access Register. In particular, the proposed amendments require additional matters relating to access licences and holdings in access licences to be recorded in the Access Register, including UINs, the details of WAL subsidiary holders and the rights held by WAL subsidiary holders. The proposed provisions also insert standards for the electronic search facility for the Access Register.

**Schedule 1[10]** provides for the regulations to prescribe a code of conduct for brokers and to create offences for failing to comply with the code of conduct. A broker is a person who provides advice to another person in relation to access licences or holdings in access licences, or deals in access licences or holdings in access licences for another person. **Schedule 1[13]** makes a related amendment.

**Schedule 1[11]** requires a person who holds or co-holds an access licence in the person's capacity as a trustee of a trust to notify the Minister if a foreign person was the beneficiary of the trust.

**Schedule 1[12]** imposes various requirements on irrigation corporations in relation to WAL subsidiary holders.

**Schedule 1[18]** inserts provisions of a savings and transitional nature that impose requirements on the existing holders and co-holders of access licences and WAL subsidiary holders to obtain a UIN and provide certain information to the Minister. Failure to comply with these requirements may result in the cancellation of the licence, or the removal of relevant rights, by the Minister.

**Schedule 1[19]** inserts definitions of *UIN* and *WAL subsidiary holder*.

## **Schedule 2      Amendment of other legislation**

**Schedule 2.1[1]** amends the *Constitution Act 1902* to specify that the regulations made under that Act may require the disclosure, by Members of either House of Parliament, of pecuniary interests or other matters held by or relating to the spouses of Members. **Schedule 2.1[2]** inserts a definition of *spouse*.

**Schedule 2.2[3]** amends the *Constitution (Disclosures by Members) Regulation 1983* to require a Member of Parliament to disclose, with limited exceptions, the water access licence number of each water access licence in which the Member or Member's spouse has an interest and the nature of the interest. The requirement extends to interests in access licences held by trusts. **Schedule 2.2[1], [2] and [4]–[12]** make consequential amendments.

**Schedule 2.3** makes a consequential amendment.



New South Wales

# Water Management Amendment (Water Access Licence Register) Bill 2023

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New South Wales

# Water Management Amendment (Water Access Licence Register) Bill 2023

No. , 2023

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## A Bill for

An Act to amend the *Water Management Act 2000* in relation to information on the water access licence register; to amend the *Constitution Act 1902* and *Constitution (Disclosures by Members) Regulation 1983* to require Members of Parliament to disclose certain water interests held by the Members; and for related purposes.

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**The Legislature of New South Wales enacts—**

1

**1 Name of Act**

2

This Act is the *Water Management Amendment (Water Access Licence Register) Act 2023*.

3

4

**2 Commencement**

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This Act commences on the date of assent to this Act.

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<b>Schedule 1</b>	<b>Amendment of Water Management Act 2000 No 92</b>	1
		2
<b>[1] Section 61 Applications for granting of access licences</b>		3
Insert after section 61(6)—		4
(6A) The Minister must refuse to accept an application for an access licence if the application does not include an applicant’s UIN.		5 6
<b>[2] Chapter 3, Part 2, Division 3AA</b>		7
Insert before Chapter 3, Part 2, Division 3A—		8
<b>Division 3AA Unique identification numbers</b>		9
<b>70A Requirement to have a UIN</b>		10
(1) Each of the following must have a UIN—		11
(a) the holder of an access licence,		12
(b) a co-holder of an access licence,		13
(c) a WAL subsidiary holder.		14
(2) A UIN may not be transferred.		15
<b>70B Applying for a UIN</b>		16
(1) A person may apply to the Minister for a UIN.		17
(2) The application must be in the approved form and include the following—		18
(a) the applicant’s name,		19
(b) for a corporation—		20
(i) the corporation’s registered address, and		21
(ii) the corporation’s ACN or, if applicable, ARBN, and		22
(iii) the names of the directors of the corporation, and		23
(iv) details of each related body corporate of the corporation, within the meaning of the <i>Corporations Act 2001</i> of the Commonwealth, and		24 25 26
(v) without limiting subparagraph (iv), the name of—		27
(A) for a company limited by guarantee—each member of the company with voting rights, or		28 29
(B) otherwise—each person entitled to 20% or more of the voting shares in the corporation,		30 31
(c) other matters prescribed by the regulations.		32
(3) The regulations may make further provision for UINs, including—		33
(a) applications for UINs, and		34
(b) application fees.		35
<b>70C Determination of UIN applications</b>		36
(1) The Minister may determine an application for a UIN by allocating or refusing to allocate a UIN.		37 38
(2) The Minister must not allocate a UIN to a person who has previously been allocated a UIN.		39 40

<b>70D</b>	<b>Change in particulars must be notified</b>	1
(1)	A corporation to which a UIN is allocated must, within 28 days after the occurrence of one of the following events, give written notice to the Minister—	2
	(a) a change in the name of the corporation,	3
	(b) a change in the registered address of the corporation,	4
	(c) a change in the directors of the corporation,	5
	(d) a change to the related bodies corporate of the corporation, within the meaning of the <i>Corporations Act 2001</i> of the Commonwealth,	6
	(e) without limiting paragraph (d)—	7
	(i) for a company limited by guarantee—a person ceasing to be, or becoming, a member of the company with voting rights, or	8
	(ii) otherwise—a person ceasing to be, or becoming, entitled to 20% or more of the voting shares in the corporation.	9
	Tier 3 penalty.	10
(2)	The notice must—	11
	(a) be in the approved form, and	12
	(b) set out the details of the change.	13
(3)	The regulations may prescribe other events or matters that must be notified to the Minister by a UIN holder.	14
<b>[3]</b>	<b>Section 71 Water Access Licence Register</b>	15
	Omit section 71(3) and (4). Insert instead—	16
(3)	Subject to sections 71J and 71JA, the Access Register must be kept in the form and way determined by the Minister.	17
(4)	The purposes of the Access Register include—	18
	(a) to create, maintain and update records of—	19
	(i) the rights, interests and entitlements held in and claimed over access licences, and	20
	(ii) the persons holding or claiming the rights, interests and entitlements, and	21
	(b) to facilitate public access to the records.	22
<b>[4]</b>	<b>Section 71AA</b>	23
	Insert after section 71A—	24
<b>71AA</b>	<b>Matters relating to irrigation corporations to be recorded in Access Register</b>	25
(1)	This section applies to—	26
	(a) an access licence, including a replacement access licence, held by an irrigation corporation, and	27
	(b) a holding in an access licence held by an irrigation corporation.	28
(2)	The following matters must be recorded in the General Division of the Access Register in relation to the access licence or holding—	29
	(a) details of each WAL subsidiary holder who acquires a right to exercise an entitlement conferred by the access licence or holding,	30

(b)	details of the right acquired by the WAL subsidiary holder, including, if applicable, the proportion of the share component of the access licence included in the entitlement.	1 2 3
(3)	The details required to be recorded include the following—	4
(a)	the name of the WAL subsidiary holder,	5
(b)	the UIN of the WAL subsidiary holder,	6
(c)	if the WAL subsidiary holder is a corporation—	7
(i)	the corporation’s registered address, and	8
(ii)	the corporation’s ACN or, if applicable, ARBN, and	9
(iii)	the names of the directors of the corporation, and	10
(iv)	details of each corporation that is a related body corporate of the corporation, within the meaning of the <i>Corporations Act 2001</i> of the Commonwealth, and	11 12 13
(v)	without limiting subparagraph (iv), the name of—	14
(A)	for a company limited by guarantee—each member of the company with voting rights, or	15 16
(B)	otherwise—each person entitled to 20% or more of the voting shares in the corporation,	17 18
(d)	the amount paid by the WAL subsidiary holder to acquire the right.	19
[5]	<b>Section 71CA</b>	20
	Insert after section 71C—	21
	<b>71CA Personal information not to be recorded in Access Register</b>	22
	The following information must not be recorded in the Access Register—	23
(a)	the residential address of an individual,	24
(b)	the telephone number or email address of an individual.	25
[6]	<b>Section 71FA</b>	26
	Insert before section 71G—	27
	<b>71FA Definition</b>	28
	In this subdivision—	29
	<i>details</i> , of an access licence, or a holding in an access licence, means the following information recorded in the Access Register—	30 31
(a)	matters recorded under sections 71A and 71AA in relation to the licence or holding,	32 33
(b)	matters recorded under Schedule 1A, Part 1 in relation to the licence or holding.	34 35
[7]	<b>Section 71H Searches of the Access Register</b>	36
	Omit the section.	37
[8]	<b>Section 71I Correction and amendment of Access Register</b>	38
	Insert at the end of the section—	39
(2)	The Minister must ensure the Access Register is kept up to date and, in particular, that the Access Register is updated to record changes of details of	40 41



access licences or holdings in access licences that are notified to the Minister or of which the Minister otherwise becomes aware.	1 2
<b>[9] Sections 71J and 71JA</b>	3
Omit section 71J. Insert instead—	4
<b>71J Public access to information in Access Register</b>	5
(1) The Minister must make the information recorded in the Access Register available to members of the public in accordance with this section.	6 7
(2) The information must be made available through an electronic search facility on a publicly accessible website.	8 9
(3) A fee may, if approved by the Minister, be imposed before the information is made available.	10 11
(4) A fee approved under subsection (3)—	12
(a) may be charged—	13
(i) in relation to searches carried out within a specified period of time, or	14 15
(ii) in relation to individual searches, or	16
(iii) on another basis, and	17
(b) if charged in relation to individual searches—must be \$10 or less per search.	18 19
(5) Except as provided by subsections (3) and (4), access to the information must not be restricted.	20 21
(6) The regulations may make provision for—	22
(a) the authentication of searches of the Access Register, and	23
(b) the certification of the results of searches.	24
<b>71JA Standards for Access Register search facility</b>	25
The electronic search facility referred to in section 71J(2) must enable the details of an access licence or a holding in an access licence to be obtained by inputting one or more of the following—	26 27 28
(a) the name of an individual or corporation, including—	29
(i) an irrigation corporation, and	30
(ii) a WAL subsidiary holder,	31
(b) a UIN,	32
(c) an ACN or ARBN,	33
(d) an ABN,	34
(e) the name of a government department,	35
(f) other matters prescribed by the regulations, except for the following—	36
(i) the residential address of an individual,	37
(ii) the telephone number or email address of an individual.	38
<b>[10] Section 71ZB</b>	39
Insert at the end of Chapter 3, Part 2, Division 4—	40

<b>71ZB</b>	<b>Code of conduct for brokers</b>	1
(1)	The regulations may prescribe a code of conduct for brokers.	2
(2)	The regulations may create an offence of failing to comply with the code of conduct or a specific provision of the code of conduct (a <i>relevant offence</i> ).	3 4
(3)	The Secretary may issue a public statement, in a way determined by the Secretary—	5 6
(a)	identifying a broker found guilty of a relevant offence, and	7
(b)	providing details of the commission of the relevant offence.	8
(4)	In this section—	9
	<i>broker</i> means a person who provides brokerage services to another person in return for a commission, fee or other financial benefit.	10 11
	<i>brokerage services</i> means one or more of the following services—	12
(a)	providing advice about a dealing in an access licence or holding in an access licence,	13 14
(b)	dealing in an access licence or holding in an access licence for another person,	15 16
(c)	investigating a prospective dealing in an access licence or holding in an access licence for another person,	17 18
(d)	preparing and submitting documents necessary for a dealing in an access licence or holding in an access licence for another person.	19 20
<b>[11]</b>	<b>Section 87E</b>	21
	Insert before section 88—	22
<b>87E</b>	<b>Annual reporting of foreign beneficiaries</b>	23
(1)	This section applies to an access licence held or co-held by a person in the person's capacity as a trustee of a trust.	24 25
(2)	The person must give written notice to the Minister, within 2 months after the end of each financial year, if a foreign person was a beneficiary of the trust during the financial year.	26 27 28
	Tier 3 penalty.	29
(3)	The person is not required to give notice of a foreign person who was a beneficiary if notice of the foreign person has already been given by another trustee of the trust.	30 31 32
(4)	In this section—	33
	<i>foreign person</i> has the same meaning as in the <i>Foreign Acquisitions and Takeovers Act 1975</i> of the Commonwealth, but does not include an Australian citizen, whether or not ordinarily resident in Australia.	34 35 36
<b>[12]</b>	<b>Chapter 4, Part 1, Division 5A</b>	37
	Insert after Chapter 4, Part 1, Division 5—	38
	<b>Division 5A</b>	39
	<b>WAL subsidiary holders</b>	
<b>135A</b>	<b>Definition</b>	40
	In this Act—	41

<i>WAL subsidiary holder</i> is a person or body that acquires, by contractual arrangement or otherwise, a right to exercise an entitlement conferred by—	1 2
(a) an access licence, including a replacement access licence, held by an irrigation corporation, or	3 4
(b) a holding in an access licence held by an irrigation corporation.	5
<b>135B Requirement to keep records</b>	6
(1) An irrigation corporation must make and keep records of—	7
(a) all WAL subsidiary holders who acquire a right to exercise an entitlement conferred by an access licence or holding in an access licence held by the irrigation corporation, and	8 9 10
(b) details of the right acquired by the WAL subsidiary holder.	11
(2) Without limiting subsection (1), the records must include the details referred to in section 71AA.	12 13
<b>135C Change in particulars must be notified</b>	14
(1) Each director of an irrigation corporation must ensure the irrigation corporation notifies the Minister, in the approved form, of the acquisition of a right referred to in section 135B(1)(a) within 28 days after the acquisition.	15 16 17
Tier 3 penalty.	18
(2) If an irrigation corporation fails to notify the Minister of an acquisition within the 28-day period, the irrigation corporation must give a written statement to the members of the irrigation corporation informing them of the failure.	19 20 21
Tier 3 penalty.	22
<b>[13] Section 400 Regulations</b>	23
Insert after section 400(3)—	24
(3A) Despite subsection (3), a regulation may create an offence punishable by a penalty of not more than 100 penalty units if the offence relates to a failure to comply with a code of conduct or a specific provision of a code of conduct prescribed under section 71ZA.	25 26 27 28
<b>[14] Schedule 1A Access Register</b>	29
Omit “in such form as the Minister considers appropriate” from clause 1(1).	30
<b>[15] Schedule 1A, clause 1(1)(a1)</b>	31
Insert after clause 1(1)(a)—	32
(a1) the UIN of each holder or co-holder of the access licence,	33
<b>[16] Schedule 1A, clause 1(1)(f)–(k)</b>	34
Insert after clause 1(1)(e)—	35
(f) the category or subcategory of the licence,	36
(g) the date on which the licence is granted,	37
(h) the purchase price, if any, of the licence,	38
(i) details of the purpose for which the licence is granted,	39
(j) details of water sources from which water is proposed to be extracted,	40
(k) details of the land where water taken under the licence will be used.	41

<b>[17] Schedule 1A, clause 1(4)</b>	1
Omit “The Minister”. Insert instead “Subject to section 71CA, the Minister”.	2
<b>[18] Schedule 9 Savings, transitional and other provisions</b>	3
Insert at the end of the schedule, with appropriate part and clause numbering—	4
<b>Part Provisions consequent on enactment of Water Management Amendment (Water Access Licence Register) Act 2023</b>	5 6 7
<b>Definition</b>	8
In this part—	9
<i>amending Act</i> means the <i>Water Management Amendment (Water Access Licence Register) Act 2023</i> .	10 11
<b>Provision of additional details for Access Register</b>	12
(1) This clause applies to an access licence—	13
(a) that is in force immediately before the commencement of the amending Act, or	14 15
(b) for which an application was made but not determined immediately before the commencement of the amending Act.	16 17
(2) A holder or co-holder of an access licence to which this clause applies must, within 12 months after the commencement of the amending Act—	18 19
(a) obtain a UIN, and	20
(b) provide the Minister with information that would have been required by the approved form if the licence had been applied for after the commencement of the amending Act, and	21 22 23
(c) if, immediately before the commencement of the amending Act, a WAL subsidiary holder holds a right to exercise an entitlement conferred by the licence—provide the Minister with information that would have been required by the approved form if the right had been acquired after the commencement of the amending Act.	24 25 26 27 28
(3) If a holder or co-holder fails to comply with subclause (2)—	29
(a) the Minister may cancel the licence, and	30
(b) the holder or co-holder is not eligible to apply for further access licences until the holder or co-holder complies with the subclause.	31 32
(4) A WAL subsidiary holder who holds a right to exercise an entitlement conferred by an access licence to which this clause applies must obtain a UIN.	33 34
(5) If a WAL subsidiary holder fails to comply with subclause (4), the Minister may—	35 36
(a) remove the right from the WAL subsidiary holder, and	37
(b) return the right to the irrigation corporation that holds the licence to which the right relates.	38 39
(6) The Minister must ensure the information provided under this clause is recorded in the Access Register.	40 41

**[19] Dictionary**

Insert in alphabetical order—

*details*, for Chapter 3, Part 2, Division 3A, Subdivision 4—see section 71FA.

*UIN* means a unique identification number allocated to a person for this Act.

*WAL subsidiary holder*—see section 135A.

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<b>Schedule 2</b>	<b>Amendment of other legislation</b>	1
<b>2.1</b>	<b>Constitution Act 1902 No 32</b>	2
<b>[1]</b>	<b>Section 14A Disclosure of pecuniary interests and other matters by Members</b>	3
	Insert “the spouse or other” before “members of the” in section 14A(4A).	4
<b>[2]</b>	<b>Section 14A(8)</b>	5
	Insert after section 14A(7)—	6
	(8) In this section—	7
	<i>spouse</i> , of a person (the <i>first person</i> ), means the following but, if more than 1 person would qualify as the first person’s spouse, means only the latest person to qualify—	8
	(a) a person to whom the first person is legally married, including a husband or wife of the first person,	9
	(b) the first person’s de facto partner.	10
		11
		12
		13
<b>2.2</b>	<b>Constitution (Disclosures by Members) Regulation 1983</b>	14
<b>[1]</b>	<b>Clause 3 Interpretation</b>	15
	Insert in alphabetical order in clause 3(1)—	16
	<i>spouse</i> , of a person, has the same meaning as in the Act, section 14A.	17
	<i>water access licence</i> means an access licence within the meaning of the <i>Water Management Act 2000</i> .	18
		19
<b>[2]</b>	<b>Clause 6A Supplementary ordinary returns</b>	20
	Insert “8A,” after “8,” in clause 6A(4)(a).	21
<b>[3]</b>	<b>Clause 8A</b>	22
	Insert after clause 8—	23
	<b>8A Water access licences</b>	24
	(1) A Member must disclose in a primary return and an ordinary return—	25
	(a) the water access licence number of each water access licence in which the Member or, if applicable, the Member’s spouse, had an interest—	26
	(i) for a primary return—on the primary return date or during the period of 5 years ending on the primary return date, or	27
	(ii) for an ordinary return—during the ordinary return period, and	28
	(b) the nature of the interest in each water access licence.	29
		30
		31
	(2) Without limiting subclause (1), if a Member or a Member’s spouse had a relevant connection with a trust on the primary return date, during the period of 5 years ending on the primary return date or during the ordinary return period, the Member must also disclose in a primary return and an ordinary return—	32
	(a) the water access licence number of each water access licence in which a person in the person’s capacity as a trustee of the trust had an interest—	33
	(i) for a primary return—on the primary return date or during the period of 5 years ending on the primary return date, or	34
		35
		36
		37
		38
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		41

(ii) for an ordinary return—during the ordinary return period, and	1						
(b) the nature of the interest in each water access licence.	2						
(3) A person has a <i>relevant connection</i> with a trust if the person—	3						
(a) is a trustee of the trust, or	4						
(b) is a settlor of the trust, or	5						
(c) is otherwise responsible for the affairs of the trust, or	6						
(d) is a beneficiary of the trust.	7						
(4) An interest in a water access licence is not required to be disclosed by the Member if the Member or Member’s spouse—	8						
(a) had the interest only in the Member’s or spouse’s capacity as the executor or administrator of the estate of a deceased person, and	10						
(b) was not a beneficiary under the will or intestacy.	12						
<b>[4] Schedule 1 Forms</b>	13						
Insert “8A,” after “8,” in Form 1, matter headed “Directions”, item 2.	14						
<b>[5] Schedule 1, Form 1, Section 1, Part 1A</b>	15						
Insert after Part 1—	16						
<b>Part 1A Water access licences</b>	17						
Under the <i>Constitution (Disclosures by Members) Regulation 1983</i> , clause 8A, you must disclose in Part 1A of the return—	18						
(a) the water access licence number of each water access licence in which you or your spouse had an interest on the date on which you took the pledge of loyalty or during the period of 5 years ending on that date, and	20						
(b) the nature of the interest in each water access licence.	23						
If you or your spouse had a relevant connection with a trust, within the meaning of clause 8A(3), on the date on which you took the pledge of loyalty or during the period of 5 years ending on that date, you must also disclose—	24						
(a) the water access licence number of each water access licence in which a person in the person’s capacity as a trustee of the trust had an interest on that date or during the period of 5 years ending on that date, and	27						
(b) the nature of the interest in each water access licence.	30						
Make a separate entry for each water access licence, separated by a line, in Part 1A of the return.	31						
<b>Example entries only—</b>	33						
<table border="0" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border-bottom: 1px solid black;"><b>Water access licence number</b></td> <td style="width: 50%; border-bottom: 1px solid black;"><b>Nature of interest</b></td> </tr> <tr> <td style="border-bottom: 1px solid black;">WAL12345678</td> <td style="border-bottom: 1px solid black;">Co-holder</td> </tr> <tr> <td style="border-bottom: 1px solid black;">WAL87654321</td> <td style="border-bottom: 1px solid black;">Holder</td> </tr> </table>	<b>Water access licence number</b>	<b>Nature of interest</b>	WAL12345678	Co-holder	WAL87654321	Holder	
<b>Water access licence number</b>	<b>Nature of interest</b>						
WAL12345678	Co-holder						
WAL87654321	Holder						
<b>[6] Schedule 1, Form 1, Section 2, Part 1A</b>	34						
Insert after Part 1—	35						
<b>Part 1A Water access licences</b>	36						
<table border="0" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border-bottom: 1px solid black;"><b>Water access licence number</b></td> <td style="width: 50%; border-bottom: 1px solid black;"><b>Nature of interest</b></td> </tr> <tr> <td style="border-bottom: 1px solid black;"> </td> <td style="border-bottom: 1px solid black;"> </td> </tr> </table>	<b>Water access licence number</b>	<b>Nature of interest</b>					
<b>Water access licence number</b>	<b>Nature of interest</b>						

Water access licence number	Nature of interest

**[7] Schedule 1, Form 2, Section 1, Part 1A** 1

Insert after Part 1— 2

**Part 1A Water access licences** 3

Under the *Constitution (Disclosures by Members) Regulation 1983*, clause 8A, you must disclose in Part 1A of the return— 4

(a) the water access licence number of each water access licence in which you or your spouse had an interest during the ordinary return period, and 5

(b) the nature of the interest in each water access licence. 6

If you or your spouse had a relevant connection with a trust, within the meaning of clause 8A(3), during the ordinary return period, you must also disclose— 7

(a) the water access licence number of each water access licence in which a person in the person's capacity as a trustee of the trust had an interest during that period, and 8

(b) the nature of the interest in each water access licence. 9

Make a separate entry for each water access licence, separated by a line, in Part 1A of the return. 10

**Example entries only—** 11

Water access licence number	Nature of interest
WAL12345678	Co-holder
WAL87654321	Holder

**[8] Schedule 1, Form 2, Section 2, Part 1A** 12

Insert after Part 1— 13

**Part 1A Water access licences** 14

Water access licence number	Nature of interest



Water access licence number	Nature of interest

**[9] Schedule 1, Form 3, Section 1, item 3A** 1

Insert after item 3— 2

3A Additional pecuniary interests must also be disclosed if, during the supplementary ordinary return period— 3  
4

(a) you or your spouse held an interest in a water access licence additional to those already disclosed in your most recent return, or 5  
6

(b) if you or your spouse had a relevant connection with a trust, within the meaning of the *Constitution (Disclosures by Members) Regulation 1983*, clause 8A(3)— 7  
8  
9

(i) a person in the person’s capacity as a trustee of the trust had an interest in a water access licence, and 10  
11

(ii) the interest is additional to those already disclosed in your most recent return. 12  
13

**[10] Schedule 1, Form 3, Section 1, item 4** 14

Omit “3 (a) to (h)”. Insert instead “3 or 3A”. 15

**[11] Schedule 1, Form 3, Section 1, Part 1A** 16

Insert after Part 1— 17

**Part 1A Water access licences** 18

List in Part 1A in Division B of the return— 19

(a) the water access licence number of each water access licence in which you or your spouse had an interest during the supplementary ordinary return period that is additional to the interests in water access licences that you have already disclosed in your most recent return, and 20  
21  
22  
23

(b) if you or your spouse had a relevant connection with a trust during the supplementary ordinary return period—the water access licence number of each water access licence in which a person in the person’s capacity as a trustee of the trust had an interest during the supplementary ordinary return period that is additional to the interests that you have already disclosed in your most recent return. 24  
25  
26  
27  
28

**Example entries only—** 29

Water access licence number	Nature of interest
WAL12345678	Co-holder
WAL87654321	Holder

**[12] Schedule 1, Form 3, Section 2, Division B, Part 1A** 30

Insert after Part 1— 31

**Part 1A Water access licences**

<b>Water access licence number</b>	<b>Nature of interest</b>

1

**2.3 Water Management Amendment Act 2018 No 31**

**Schedule 1 Amendment of Water Management Act 2000 No 92**

Omit Schedule 1[26].

2

3

4