

# Farm Debt Mediation Amendment (Water Access Licences) Act 2005 No 95

[2005-95]



New South Wales

## Status Information

### Currency of version

Repealed version for 24 November 2005 to 19 June 2006 (accessed 24 November 2024 at 5:50)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced.

### Notes—

- **Repeal**

The Act was repealed by Sch 4 to the [Statute Law \(Miscellaneous Provisions\) Act 2006 No 58](#) with effect from 20.6.2006.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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# Farm Debt Mediation Amendment (Water Access Licences) Act 2005 No 95



New South Wales

An Act to amend the *Farm Debt Mediation Act 1994* so that the provisions of that Act apply in respect of a farm debt secured by an interest in a water access licence.

## 1 Name of Act

This Act is the *Farm Debt Mediation Amendment (Water Access Licences) Act 2005*.

## 2 Commencement

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

## 3 Amendment of *Farm Debt Mediation Act 1994 No 91*

The *Farm Debt Mediation Act 1994* is amended as set out in Schedule 1.

## Schedule 1 Amendments

(Section 3)

### [1] Section 4 Definitions

Insert at the end of paragraph (b) of the definition of **farm property** in section 4 (1):

, or

- (c) an access licence (within the meaning of the *Water Management Act 2000*) held by a farmer in connection with a farming operation.

### [2] Section 4 (1), definition of “statutory enforcement notice”

Insert after paragraph (b):

- (b1) a notice under section 71X (1) (b) of the *Water Management Act 2000*, or

**[3] Schedule 1 Savings and transitional provisions**

Insert at the end of clause 1 (1):

the *Farm Debt Mediation Amendment (Water Access Licences) Act 2005*

**[4] Schedule 1, clause 9**

Insert after clause 8:

**9 Application of 2005 amending Act**

- (1) In this clause, **the 2005 amending Act** means the *Farm Debt Mediation Amendment (Water Access Licences) Act 2005*.
- (2) The amendments made by the 2005 amending Act extend to a farm mortgage involving an interest in, or power over, an access licence (within the meaning of the *Water Management Act 2000*) that was entered into before the commencement of the 2005 amending Act, even if the farmer is in default under the farm mortgage before the commencement of the 2005 amending Act.
- (3) However, the amendments made by the 2005 amending Act do not affect any enforcement action commenced before the commencement of the 2005 amending Act.