

Water Management (Hunter Valley Flood Mitigation) Regulation 1997

[1997-442]



New South Wales

Status Information

Currency of version

Repealed version for 1 January 2001 to 31 March 2002 (accessed 26 November 2024 at 4:49)

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—

- **Previously named**
Hunter Valley Flood Mitigation Regulation 1997
- **Repeal**
The Regulation was repealed by Gazette No 67 of 28.3.2002, p 2022 with effect from 1.4.2002.
- **Note**
The *Water Management (Hunter Valley Flood Mitigation) Regulation 1997* (formerly *Hunter Valley Flood Mitigation Regulation 1997*) made under the *Hunter Valley Flood Mitigation Act 1956* is on and from 1.1.2001 taken to be a regulation under the *Water Management Act 2000 No 92*. See clause 33 of Schedule 9 to the *Water Management Act 2000*.

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](#).

File last modified 5 January 2001

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Contents

1 Name of Regulation	3
2 Commencement	3
3 Definitions	3
4 Notes	3
5 Definition of "Hunter Valley"	3
6 (Repealed)	3
7 Statement of particulars of program of works	3
8 Statement of cost of maintenance and compensation	4
9 Repeal	5

Water Management (Hunter Valley Flood Mitigation) Regulation 1997



New South Wales

1 Name of Regulation

This Regulation is the *Water Management (Hunter Valley Flood Mitigation) Regulation 1997*.

2 Commencement

This Regulation commences on 1 September 1997.

3 Definitions

In this Regulation:

Departmental Plan means the plan marked “DWR Plan No 20/2551”, a copy of which is deposited in the Parramatta office of the Department of Land and Water Conservation.

the Act means the *Water Management Act 2000*.

4 Notes

The explanatory note and table of contents do not form part of this Regulation.

5 Definition of “Hunter Valley”

The land shown by cross-hatched edging on the Departmental Plan is declared to form part of the Hunter Valley for the purposes of Part 2 of Chapter 5 of the Act.

6 (Repealed)

7 Statement of particulars of program of works

The additional particulars to be set forth in a statement under section 263 (3) of the Act are as follows:

- (a) an estimate of the cost to be incurred during the financial year to which the statement relates in respect of each work included in the program of works referred to in section 263 (1) of the Act,

- (b) an estimate of the amount of any compensation payable or likely to become payable during that financial year as a consequence of the undertaking of each such work,
- (c) an estimate of the cost of maintenance work in respect of works previously completed that the Minister considers should be carried out during that financial year,
- (d) an estimate of the amount of any compensation (other than compensation in respect of the works referred to in paragraph (a)) payable or to become payable by the Minister during that financial year,
- (e) an estimate of the amount of any contribution likely to be made by the Minister during that financial year under section 261 (2) of the Act,
- (f) the percentage of the cost of the construction, carrying out and maintenance of any of the works referred to in paragraph (a), and of the amount of compensation payable or likely to become payable by the Minister as a consequence of the construction, carrying out and maintenance of such work, that a council will be required to contribute under section 260 of the Act,
- (g) an estimate of the amount of any payments that a council will be required to make during that financial year under section 265 of the Act,
- (h) an estimate of the amount of any contribution that is likely to be received during that financial year under section 261 of the Act from a Department of the Government, statutory body or council in respect of any work referred to in paragraph (a),
- (i) the amount (if any) of any payment made by the Trust under section 262 of the Act during the previous financial year that remained unexpended at the close of that year.

8 Statement of cost of maintenance and compensation

The additional particulars to be set forth in a statement under section 266 (1) of the Act are as follows:

- (a) an estimate of the cost of any maintenance that the Minister considers should be undertaken during the financial year to which the statement relates in respect of each work referred to in section 265 of the Act,
- (b) an estimate of the amount of any compensation likely to become payable during that financial year by the Minister as a consequence of any such maintenance,
- (c) an estimate of the amount of compensation payable or likely to become payable during that financial year by the Minister as a consequence of any maintenance of each work referred to in paragraph (a) carried out during any previous financial year,
- (d) the percentage that, under section 260 of the Act, the Minister has determined that the council should contribute to the cost of any such maintenance and compensation,

- (e) the amount (if any) of any payment made by the council under section 265 of the Act during any previous financial year that remained unexpended at the close of the immediately preceding financial year.

9 Repeal

- (1) The *Hunter Valley Flood Mitigation Regulation 1992* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Hunter Valley Flood Mitigation Regulation 1992*, had effect under that Regulation continues to have effect under this Regulation.