

Water Resources (Fees) Determination 2007 (No 1)

Disallowable Instrument DI2007— 192

made under the

Water Resources Act 2007, Section 107 - Determination of Fees

1. Name of instrument

This instrument is the *Water Resources (Fees) Determination 2007 (No 1)*.

2. Commencement

This instrument commences upon commencement of the *Water Resources Act 2007*

3. Determination of fees

The services provided are specified in Schedule 1 hereunder in Column 2 and prices for 2007-2008 are specified in Column 4 opposite, in relation to that service. These fees are to be paid as described in Column 5. Schedule 2 hereunder describes the lands to which the relevant fees set out in Schedule 1 apply. Schedule 2 is part of the determination.

4. Explanatory Notes

Explanatory notes (including the previous fees which were determined under the repealed *Water Resources Act 1998*) are at Column 3 in Schedule 1 and at the end of the Schedules. Explanatory notes and their headings in Schedule 1 do not form part of the determination. Additional explanatory notes comprising Schedule 2 form part of the determination.

5. Payment of Fee

The fees determined in this Schedule are payable to the ACT Government by the person(s) requesting the goods or services, as listed.

Jon Stanhope MLA

Minister for the Environment and Climate Change

31 July 2007

THIS IS PAGE 1 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER THE WATER RESOURCES ACT 2007.

Column 1 Section	Column 2 Type of licence	Column 3 <i>Explanatory Notes Fee Payable \$ 1 July 2006 to 31 July 2007</i>	Column 4 Fee Payable \$ 1 August 2007 to 30 Jun 2008	Column 5 Payment Requirements
Section 202	Grant of a water access entitlement (WAE) where a person held a licence to take water under section 35 of the repealed Act but did not hold an allocation. The use of this WAE is restricted to a particular location.	<i>Not applicable</i>	Nil	
Section 111 (surviving allocations)	Grant of a water access entitlement where a person held a licence to take water under section 35 of the repealed Act and an allocation held under section 28 of the repealed Act that did not permit trade. The use of this WAE is restricted to a particular location.	<i>Not applicable</i>	Nil	
Section 111 (surviving allocations)	Grant of a water access entitlement where a person held a licence to take water under section 35 of the repealed Act and an allocation held under section 28 of the repealed Act that did permit trade. The use of this WAE is not restricted to a particular location.	<i>Not applicable</i>	Nil	
Section 21 & 22	Grant of a water access entitlement where use is not restricted to a particular location, in all cases except those specifically identified – per megalitre	<i>Not applicable</i>	544.95	On a date set by the Environment Protection Authority
Section 21 & 22	Grant of a water access entitlement to a utility from the Cotter or Googong water management areas. This	<i>Not applicable</i>	Nil	

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Column 1 Section	Column 2 Type of licence	Column 3 <i>Explanatory Notes Fee Payable \$ 1 July 2006 to 31 July 2007</i>	Column 4 Fee Payable \$ 1 August 2007 to 30 Jun 2008	Column 5 Payment Requirements
	WAE is limited to use through the Canberra/Queanbeyan urban water supply network.			
Section 21 & 22	Grant of a water access entitlement that is limited to stock and domestic purposes and is restricted for use at a particular location.	<i>Not applicable</i>	Nil	
Section 25 (Removal of location restriction)	Change of condition of a water access entitlement from one that is restricted in location to one that is not restricted for use at a particular location – per megalitre.	<i>Not applicable</i>	544.95	On a date set by the Environment Protection Authority
Section 29	Application fee for a licence to take water	<i>Not applicable</i>	120.65	On application for a licence
Section 30	Licence to take water – administration fee for each licence year relating to a licenced volume of up to 1000 megalitres per year, except where a licensee has entered into a data collection and sharing agreement with the Environment Protection Authority.	<i>Not applicable</i>	312.00	For the first year of the licence, the fee shall be paid in full on application for a licence and thereafter, on a date set by the Environment Protection Authority
Section 30	Licence to take water – administration fee for each licence year relating to a licenced volume of up to 1000 megalitres per year, where a licensee has entered into a data collection and sharing agreement with the Environment Protection Authority.	<i>Not applicable</i>	Nil	For the first year of the licence, the fee shall be paid in full on application for a licence and thereafter, on a date set by the Environment Protection Authority

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Column 1 Section	Column 2 Type of licence	Column 3 Explanatory Notes Fee Payable \$ 1 July 2006 to 31 July 2007	Column 4 Fee Payable \$ 1 August 2007 to 30 Jun 2008	Column 5 Payment Requirements
Section 30	Licence to take water administration fee for each licence year relating to a licensed volume of more than 1000 megalitres per year	<i>Not applicable</i>	6055.00	For the first year of the licence, the fee shall be paid in full on application for a licence and thereafter, on a date set by the Environment Protection Authority
Section 30	Licence to take water abstraction fee for water taken for the purposes of urban water supply and calculated on the basis of the water charged to users – per kilolitre	<i>Not applicable</i>	0.55	Payments to be made for water charged to users in each three month period ending the last day of February, May, August and November each year and within 28 days of the end of the three month period.
Section 30	Licence to take water – abstraction fee for all water from surface water or groundwater except for that supplied through the urban water supply network or surface water taken from areas described in Schedule 2 – per kilolitre	<i>Not applicable</i>	0.25	On a date set by the Environment Protection Authority. In all cases, where fees relating to a part of a month are due, each day's use will be taken to be equivalent to average daily use for that month and, where monthly meter readings are not available, the Environment Protection Authority shall estimate water use after consultation with the licensee.
Section 34	Three year driller licence application fee where the applicant does hold an equivalent licence in a state in Australia.	<i>Not applicable</i>	120.60	On application.
Section 38	Application fee for a bore work licence	<i>Not applicable</i>	120.60	On application
Section 48	Application for a Recharge licence	<i>Not applicable</i>	120.60	On application
Section 49	Recharge licence - yearly	<i>Not</i>	312.00	For the first year of the

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Column 1 Section	Column 2 Type of licence	Column 3 <i>Explanatory Notes Fee Payable \$ 1 July 2006 to 31 July 2007</i>	Column 4 Fee Payable \$ 1 August 2007 to 30 Jun 2008	Column 5 Payment Requirements
	administration fee	<i>applicable</i>		licence, the fee shall be paid on application for a licence and thereafter, on a date set by the Environment Protection Authority
Section 41	Application fee for a Waterway work licence	<i>Not applicable</i>	120.60	On application

“Licence year” means the first whole year of a licence or subsequent whole years.

Additional Explanatory Notes

Description of Area

The following lands comprise the area for the purposes of Schedule 1 of this Determination.

1. Any area which is, within the terms of the Territory Plan as in force from time to time, subject to a planning policy listed below:

- Residential land use policies;
- Commercial land use policies;
- Industrial land use policies;
- Community facility land use policies;
- Restricted access land use policies;
- Water feature land use policies;
- Municipal services land use policies;
- Entertainment, accommodation and leisure land use policies;
- Urban open space land use policies.

Any Section, of any Division, which is subject to the Residential land use policy and where the servicing of that Section has not yet begun, will be considered still outside the area.

2. The following lands, as identified in the book Maps of Canberra by Suburbs and ACT Districts, December 2002 edition:

District of Gungahlin

Exhibition Park in Canberra: blocks 366, 396, 466 and 467.

ACT Canine Association: blocks 429, 444 and 445.

Division of Duffy

Stromlo Housing Settlement: section 55 and that part of section 56 block 2 known as Stromlo Housing Settlement

Division of Fyshwick

Fyshwick Minor Industrial Area: all of sections 50, 60 and 61.

Division of Lyneham

Canberra Racecourse Precinct: all of sections 66, 69 and 70.

Exhibition Park in Canberra: block 5 of section 72, block 1 of section 75 and all of section 61

Division of Weston

Australian Federal Police Service Centre: block 1 of section 82

School of Horticulture: all of section 96

Orana School Precinct: all of section 97

3. Any area which, is in terms of the Territory Plan as in force from time to time, subject to the 'Major Roads' land use planning policies, provided that the area is immediately adjacent to an area subject to one of the policies listed in section (1) above or an area listed in section (2) above.
4. Any area which is, in terms of the National Capital Plan as in force or existing at the date of commencement of this instrument, being the date of its publication in the Gazette, within the designated area known as 'Main Avenues and approach Routes', provided that the area is immediately adjacent to an area subject to one of the policies listed in section (1) above or an area listed in section (2) above.