

1999  
THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Minister for Urban Services)

## Water Resources Amendment Bill 1999

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### A BILL

FOR

### An Act to amend the *Water Resources Act 1998*

The Legislative Assembly for the Australian Capital Territory enacts  
as follows:

**1 Name of Act**

This Act is the *Water Resources Amendment Act 1999*.

**5 2 Commencement**

This Act commences on the day it is notified in the Gazette.

**3 Act amended**

This Act amends the *Water Resources Act 1998*.

**4 Repeal**

**10** Section 71 is repealed and the following section substituted:

**“71 Periodic fees**

A person who holds or has held—

- (a) a water allocation granted under section 28; or
- (b) a licence granted under—

- (i) section 35 (Licence to take water); or
- (ii) section 39 (Unlicensed drilling); or
- (iii) section 47 (Unlicensed recharge);

5 must pay to the Authority, in relation to the allocation or licence, the periodic fee or fees determined under section 78 in accordance with the determination that determined the fee.”.

## 5 Repeal

Section 78 is repealed and the following section substituted:

### “78 Determination of fees

10 “(1) The Minister may, by notice in the Gazette, determine fees payable under this Act.

“(2) A determination of a fee must state—

- (a) the amount of the fee; or
- (b) how the fee is to be worked out.

15 “(3) A determination of a periodic fee payable under section 71 must also state—

- (a) the period to which the fee relates (for example, a year, a financial year or the period in which the allocation or licence is in force); and
- 20 (b) how the fee is to be paid (for example, as a lump sum or by instalments); and
- (c) when the fee, or any instalment, is payable.

“(4) A determination under this section is a disallowable instrument for the *Subordinate Laws Act 1989*.

25 “(5) A reference in this section to a fee includes a reference to a fee that is a tax.”.

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## Endnote

### Act amended

1 Act 1998 No 63 (not republished).