



AUSTRALIAN CAPITAL TERRITORY

Water Resources Amendment Act 1999

No. 88 of 1999

An Act to amend the *Water Resources Act 1998*

[Notified in ACT Gazette S65: 23 December 1999]

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

1 Name of Act

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

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

Section 71 is repealed and the following section substituted: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);

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Section 78 is repealed and the following section substituted: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

“(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.

“(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
- (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*.

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

Endnote

Act amended

- 1 Act 1998 No 63 (not republished).

[Presentation speech made in Assembly on 25 November 1999]