

Water Resources (Fees) Determination 2005 (No 2)

Disallowable Instrument DI2005—184

made under the

Water Resources Act 1998, Section 78 - Determination of Fees

1 Name of instrument

This instrument is the *Water Resources (Fees) Determination 2005 (No 2)*.

2 Commencement

This instrument commences the day after notification.

3 Determination of fees

The services provided are specified in Schedule 1 hereunder in Column 2 and prices for 2005-2006 are specified in Column 4 opposite, in relation to that service. These fees are to be paid as described in Column 5. Where applicable, GST inclusive fees are marked with a double asterisk (**). Schedule 2 hereunder describes the lands to which the fees set out in schedule 1 apply. Schedule 2 is part of the determination.

4 Explanatory Notes

Explanatory notes (including the previous period's fee) 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.

6 Revocation

This instrument revokes Disallowable Instrument Number DI 2005—58.

Jon Stanhope MLA
Minister for the Environment

10 August 2005

THIS IS PAGE 1 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER
THE WATER RESOURCES ACT 1998.

Section	Type of licence or permit	Explanatory Notes Fee Payable \$ 1 July 2005 to 30 June 2006	Fee Payable \$ 1 July 2005 to 30 Jun 2006	Payment Requirements
(1)	(2)	(3)	(4)	(5)
Section 28	Grant of a water allocation where the allocation relates to taking of water through a practice, which existed prior to 1 May 1998. This practice may relate to surface water, groundwater, or a substitution of one for the other. This allocation includes conditions that do not permit trade of the allocation.	<i>Nil</i>	Nil	
Section 28	Grant of a water allocation where an allocation relating to taking of water through a practice which existed prior to 1 May 1998 is adjusted to more accurately represent the amount of water taken in line with the prior practice. This practice may relate to surface water, groundwater, or a substitution of one for the other. This allocation includes conditions that do not permit trade of the allocation.	<i>Nil</i>	Nil	
Section 28	Grant of a water allocation where the allocation relates to taking of water through a practice, which existed prior to 1 May 1998. This practice may relate	492.90	505.20	On a date set by the Environment Protection Authority

THIS IS PAGE 2 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER
THE WATER RESOURCES ACT 1998.

Section	Type of licence or permit	<i>Explanatory Notes</i> <i>Fee Payable</i> \$ <i>1 Jan 2004</i> <i>to</i> <i>30 June 2005</i>	Fee Payable \$ 1 July 2005 to 30 Jun 2006	Payment Requirements
(1)	(2)	(3)	(4)	(5)
	to surface water, groundwater, or a substitution of one for the other. This allocation includes conditions that permit trade of the allocation.			
Section 28	Grant of a water allocation where an allocation relating to taking of water through a practice which existed prior to 1 May 1998 is adjusted to more accurately represent the amount of water taken in line with the prior practice. This practice may relate to surface water, groundwater, or a substitution of one for the other. This allocation includes conditions that permit trade of the allocation.	492.90	505.20	On a date set by the Environment Protection Authority
Section 28	Grant of a water allocation in all cases except those specifically identified – per ML.	492.90	505.20	On a date set by the Environment Protection Authority
Section 35	Application fee for a licence to take water.	109.30	112.00	On application for a licence
Section 35	Licence to take water administration fee for each licence year relating to a licensed volume of up to 6 megalitres per year.	300.00 <i>(fee increased from \$53.55 from 1/7/04)</i>	300.00	For the first year of a licence, the fee shall be paid in full on application for a licence and thereafter, on a date set by the Environment Protection Authority

THIS IS PAGE 3 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER
THE WATER RESOURCES ACT 1998.

Section	Type of licence or permit	Explanatory Notes Fee Payable \$ 1 Jan 2004 to 30 June 2005	Fee Payable \$ 1 July 2005 to 30 Jun 2006	Payment Requirements
(1)	(2)	(3)	(4)	(5)
Section 35	Licence to take water administration fee for each licence year relating to a licensed volume of more than 6 megalitres and up to 2000 megalitres per year.	300.00 <i>(fee increased from \$107.15 from 1/7/04)</i>	300.00	For the first year of a 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 35	Licence to take water administration fee for each licence year relating to a licensed volume of more than 2000 megalitres and up to 5000 megalitres per year.	438.20	449.15	For the first year of a 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 35	Licence to take water administration fee for each licence year relating to a licensed volume of more than 5000 megalitres and up to 10000 megalitres per year.	1095.15	1122.50	For the first year of a 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 35	Licence to take water administration fee for each licence year relating to a licensed volume of more than 10000 megalitres and up to 25000 megalitres per year	2191.45	2246.20	For the first year of a 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 35	Licence to take water administration fee for each licence year relating to a licensed volume of more than 25000 megalitres per year	5478.15	5615.10	For the first year of a licence, the fee shall be paid in full on application for a licence and thereafter, on a date set by the Environment Protection Authority

THIS IS PAGE 4 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER
THE WATER RESOURCES ACT 1998.

Section	Type of licence or permit	<i>Explanatory Notes Fee Payable</i> \$ <i>1 Jan 2004 to 30 June 2005</i>	Fee Payable \$ 1 July 2005 to 30 Jun 2006	Payment Requirements
(1)	(2)	(3)	(4)	(5)
Section 35	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	0.20	0.25	Payments to be made for water charged to users in each three month period ending on the last day of February, May, August and November each year and within 28 days of the end of the three month periods.
Section 35	Licence to take water abstraction fee for all water taken from surface water or ground water except for that supplied through the urban water supply network or surface water taken for use in the areas described in Schedule 2 - per kilolitre	0.20	0.25	On a date set by the Environment Protection Authority. In all cases, where fees relating to 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 39	Three year driller licence application fee where the applicant does not hold an equivalent licence in a state in Australia.	336.45	344.85	On application
Section 39	Three year driller licence application fee where the applicant does hold an equivalent licence in a state in Australia.	21.40	21.90	On application
Section 44	Bore Construction Permit	109.30	112.00	On application
Section 47	Recharge licence Application Fee	218.55	224.00	On application for a licence

THIS IS PAGE 5 OF SCHEDULE 1 TO THE DETERMINATION MADE UNDER THE WATER RESOURCES ACT 1998.

Section	Type of licence or permit	<i>Explanatory Notes Fee Payable</i>	Fee Payable \$ 1 July 2005 to 30 Jun 2006	Payment Requirements
(1)	(2)	(3)	(4)	(5)
Section 47	Recharge licence yearly fee	<i>109.30</i>	112.00	For the first year of a licence the fee shall be paid on application for a licence and thereafter, on a date set by the Environment Protection Authority.
Section 69	Water control structures – permit to construct etc	<i>109.30</i>	112.00	On application

ML denotes megalitre

“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.