

**Australian Capital Territory**  
**WATER RESOURCES ACT 1998**

Determination of Fees  
Explanatory Statement

INSTRUMENT NO 204 OF 1999

The *Water Resources Act* 1998 provides for the sustainable management of the surface water and groundwater resources of the Territory.

Section 78 of the Act provides that the Minister may, by notice in the Gazette, determine fees payable under the Act.

This instrument determines fees for a water allocation and in relation to certain licences which may be granted under the Act.

The determination is a disallowable instrument for the purposes of section 10 of the *Subordinate Laws Act 1989*.

Section 28 describes how a person may obtain a water allocation. Section 28 (6) enables the Minister to grant a water allocation to a person subject to specified conditions.

Section 35 enables the Environment Management Authority to grant a licence to a person to take water from a specified waterway or location subject to conditions specified in the licence. Water abstraction fees do not apply to the use of groundwater from below leases issued before 11 December 1998.

Section 47 prohibits a person from constructing, operating or altering works for the purpose of increasing the quantity of groundwater without a recharge licence and it enables the Environment Management Authority to grant a recharge licence subject to conditions.

Circulated by authority of  
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