



Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)

Select Legislative Instrument No. 97, 2014

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation.

Dated 26 June 2014

Peter Cosgrove
Governor-General

By His Excellency's Command

Simon Birmingham
Parliamentary Secretary to the Minister for the Environment

OPC60553 - A

Contents

1	Name of regulation	1
2	Commencement	1
3	Authority	1
4	Schedule(s)	1
Schedule 1—Amendments		2
	<i>Water Regulations 2008</i>	2

<i>No. 97, 2014</i>	<i>Water Amendment (Interactions with State Laws) Regulation 2014</i>	<i>i</i>
	<i>(No. 1)</i>	
<i>OPC60553 - A</i>		

1 Name of regulation

This regulation is the *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)*.

2 Commencement

This regulation commences on the day after it is registered.

3 Authority

This regulation is made under the *Water Act 2007*.

4 Schedule(s)

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Water Regulations 2008

1 Part 2 of Schedule 4 (table items 121 and 123 to 125)

Repeal the items.

2 Before clause 1 of Part 1 of Schedule 5

Insert:

1AA New South Wales—State plans that prevail over Basin Plan

The table in this clause specifies for regulation 11A.02:

- (a) each State plan in New South Wales that prevails over the Basin Plan; and
- (b) the water resource plan area for a State plan; and
- (c) the period, starting on the start day and ending on the end day, during which a State plan prevails over the Basin plan; and
- (d) the day a State plan is taken to have been accredited by the Minister.

New South Wales—State plans that prevail over Basin Plan

	State plan	Water resource plan area	Start day	End day	Accreditation day
1	<i>Adelong Creek Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Murrumbidgee	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2015	1 January 2014
2	<i>Castlereagh River above Binnaway Water Source 2003 - Water</i>	Macquarie-Castlereagh	1 July 2014	30 June 2015	1 January 2014

2 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014

OPC60553 - A

New South Wales—State plans that prevail over Basin Plan					
	State plan	Water resource plan area	Start day	End day	Accreditation day
	<i>Sharing Plan</i> (New South Wales)				
3	<i>Gwydir Regulated River Water Source 2002 - Water Sharing Plan</i> (New South Wales)	Gwydir	1 July 2014	30 June 2015	1 January 2014
4	<i>Lachlan Regulated River Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Lachlan	1 July 2014	30 June 2015	1 January 2014
5	<i>Macquarie and Cudgegong Regulated Rivers Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Macquarie-Castlereagh	1 July 2014	30 June 2015	1 January 2014
6	<i>Mandagery Creek Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Lachlan	1 July 2014	30 June 2015	1 January 2014
7	<i>Murrumbidgee Regulated River Water Source 2003 - Water Sharing Plan</i> (New South	Murrumbidgee	The day the <i>Water Amendment (Interactions with State Laws)</i>	30 June 2015	1 July 2011
No. 97, 2014	<i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i>				3
<i>OPC60553 - A</i>					

Schedule 1 Amendments

New South Wales—State plans that prevail over Basin Plan					
	State plan	Water resource plan area	Start day	End day	Accreditation day
	Wales)		<i>Regulation 2014 (No. 1)</i> commences		
8	<i>NSW Border Rivers Regulated River Water Source 2009 - Water Sharing Plan (New South Wales)</i>	New South Wales Border Rivers	1 January 2015	30 June 2019	22 February 2013
9	<i>New South Wales Murray and Lower Darling Regulated Rivers Water Sources 2003 - Water Sharing Plan (New South Wales)</i>	New South Wales Murray and Lower Darling	1 July 2014	30 June 2015	1 January 2014
10	<i>Phillips Creek, Mooki River, Quirindi Creek and Warrah Creek Water Sources 2003 - Water Sharing Plan (New South Wales)</i>	Namoi	1 July 2014	30 June 2015	1 January 2014
11	<i>Rocky Creek, Coobbadah, Upper Horton and Lower Horton Water Source 2003 - Water</i>	Gwydir	1 July 2014	30 June 2015	1 January 2014
4	<i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i>				<i>No. 97, 2014</i>
<i>OPC60553 - A</i>					

New South Wales—State plans that prevail over Basin Plan					
	State plan	Water resource plan area	Start day	End day	Accreditation day
	<i>Sharing Plan</i> (New South Wales)				
12	<i>Tarcutta Creek Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Murrumbidgee	1 July 2014	30 June 2015	1 January 2014
13	<i>Tenterfield Creek Water Source 2003 - Water Sharing Plan</i> (New South Wales)	New South Wales Border Rivers	1 July 2014	30 June 2015	1 January 2014
14	<i>Upper Billabong Water Source 2003 - Water Sharing Plan</i> (New South Wales)	Murrumbidgee	1 July 2014	30 June 2015	1 January 2014
15	<i>Upper Namoi and Lower Namoi Regulated River Water Sources 2003 - Water Sharing Plan</i> (New South Wales)	Namoi	1 July 2014	30 June 2015	1 January 2014

3 Paragraph 1(c) of Part 1 of Schedule 5

Repeal the paragraph, substitute:

No. 97, 2014 *Water Amendment (Interactions with State Laws) Regulation 2014* 5
 (No. 1)
 OPC60553 - A

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- (c) the period, starting on the start day and ending on the end day, during which a State plan prevails over the Basin plan; and

4 Clause 1 of Part 1 of Schedule 5 (before table item 1)

Insert:

1AA	<i>2013-19 North Central Regional Catchment Strategy (Victoria)</i>	Northern Victoria and Victorian Murray	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2019	16 May 2013
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5 Clause 1 of Part 1 of Schedule 5 (after table item 2)

Insert:

2A	<i>Bulk Entitlement (Goulburn Channel System—Coliban Water) Order 2012 (Victoria)</i>	Northern Victoria	12 July 2017	30 June 2019	12 July 2012
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2B	<i>Bulk Entitlement (Goulburn Channel System—Goulburn Valley Water) Order 2012 (Victoria)</i>	Northern Victoria	12 July 2017	30 June 2019	12 July 2012
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2C	<i>Bulk Entitlement (Goulburn River and Eildon—Goulburn Valley Water)</i>	Northern Victoria	12 July 2017	30 June 2019	12 July 2012
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6 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014

OPC60553 - A

	<i>Order 2012 (Victoria)</i>				
2D	<i>Bulk Entitlement (Goulburn System- City West Water) Order 2012 (Victoria)</i>	Northern Victoria	2 July 2017	30 June 2019	2 July 2012
2E	<i>Bulk Entitlement (Goulburn System-South East Water) Order 2012 (Victoria)</i>	Northern Victoria	2 July 2017	30 June 2019	2 July 2012
2F	<i>Bulk Entitlement (Goulburn System—Yarra Valley Water) Order 2012 (Victoria)</i>	Northern Victoria	2 July 2017	30 June 2019	2 July 2012

6 Clause 1 of Part 1 of Schedule 5 (after table item 3)

Insert:

3A	<i>Bulk Entitlement (River Murray— City West Water) Order 2012 (Victoria)</i>	Northern Victoria and Victorian Murray	2 July 2017	30 June 2019	2 July 2012
3B	<i>Bulk Entitlement (River Murray— South East Water) Order 2012 (Victoria)</i>	Northern Victoria and Victorian Murray	2 July 2017	30 June 2019	2 July 2012
3C	<i>Bulk Entitlement (River Murray— Yarra Valley Water) Order 2012</i>	Northern Victoria and Victorian Murray	2 July 2017	30 June 2019	2 July 2012

No. 97, 2014 *Water Amendment (Interactions with State Laws) Regulation 2014* 7
 (No. 1)

OPC60553 - A

Schedule 1 Amendments

(Victoria)					
3D	<i>Bulk Entitlement (Strathbogrie) Conversion Order 2012</i>	Northern Victoria	3 May 2017	30 June 2019	3 May 2012
(Victoria)					
3E	<i>Bulk Entitlement (Trentham) Conversion Order 2012</i>	Northern Victoria	5 April 2017	30 June 2019	5 April 2012
(Victoria)					
3F	<i>Bulk Entitlement (Willaura Elmhurst and Buangor Systems—GWM Water) Conversion Order 2012</i>	Wimmera-Mallee (surface water)	3 May 2017	30 June 2018	3 May 2012
(Victoria)					
3G	<i>Bulk Entitlement (Willaura system—Wannon Water) Conversion Order 2012</i>	Wimmera-Mallee (surface water)	3 May 2017	30 June 2018	3 May 2012
(Victoria)					

7 Clause 1 of Part 1 of Schedule 5 (after table item 6)

Insert:

6A	<i>Carryover Declaration for Loddon Highlands Water Supply Protection Area 2012</i>	Goulburn-Murray	21 November 2017	30 June 2019	21 November 2012
6B	<i>Carryover Declaration for</i>	Goulburn-Murray	25 October 2017	30 June 2019	25 October 2012

8 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014

OPC60553 - A

*Lower
Campaspe
Valley Water
Supply
Protection Area
2012 (Victoria)*

6C	<i>Carryover Declaration for Mid-Loddon Groundwater Management Area 2012 (Victoria)</i>	Goulburn- Murray	22 March 2017	30 June 2019	22 March 2012
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8 Clause 1 of Part 1 of Schedule 5 (after table item 10)

Insert:

10A	<i>Declaration of Loddon Highlands Water Supply Protection Area (Groundwater) Order 2010 (Victoria)</i>	Goulburn- Murray	8 July 2015	30 June 2019	8 July 2010
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10B	<i>Determination of water use objectives (Victoria)</i>	All water resource plan areas in Victoria (surface water)	31 December 2014	30 June 2019	20 June 2007
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10C	<i>Directions on delivery entitlements (Victoria)</i>	All water resource plan areas in Victoria (surface water)	31 December 2014	30 June 2019	20 June 2007
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No. 97, 2014 *Water Amendment (Interactions with State Laws) Regulation 2014* 9
(No. 1)

OPC60553 - A

9 Clause 1 of Part 1 of Schedule 5 (after table item 13)

Insert:

13A	<i>Environmental Entitlement (Goulburn System— NVIRP Stage 1) 2012 (Victoria)</i>	Northern Victoria	2 July 2017	30 June 2019	2 July 2012
13B	<i>Environmental Entitlement (River Murray— NVIRP Stage 1) 2012 (Victoria)</i>	Northern Victoria	2 July 2017	30 June 2019	2 July 2012
13C	<i>Goulburn Broken Regional Catchment Strategy 2013-2019 (Victoria)</i>	Northern Victoria and Victorian Murray	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2019	16 May 2013
13D	<i>Goulburn Broken Regional River Health Strategy 2005-2015 (Victoria)</i>	Northern Victoria and Victorian Murray	31 December 2015	30 June 2019	11 May 2012

10 Clause 1 of Part 1 of Schedule 5 (after table item 14)

Insert:

14A	<i>Loddon Highlands Water Supply</i>	Goulburn-Murray	21 November 2017	30 June 2019	21 November 2012
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10 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014

OPC60553 - A

	<i>Protection Area Groundwater Management Plan (Victoria)</i>				
14B	<i>Lower Campaspe Valley Water Supply Protection Area Groundwater Management Plan (Victoria)</i>	Goulburn- Murray	17 October 2017	30 June 2019	17 October 2012
14C	<i>Lower Campaspe Valley Water Supply Protection Area (Groundwater) Order 2010 (Victoria)</i>	Goulburn- Murray	1 July 2015	30 June 2019	1 July 2010
14D	<i>Lower Ovens Groundwater Management Area Local Management Plan (Victoria)</i>	Goulburn- Murray	20 August 2017	30 June 2019	20 August 2012
14E	<i>Mallee Regional Catchment Strategy 2013-19 (Victoria)</i>	Wimmera- Mallee (surface water), Wimmera- Mallee (groundwater) and Victorian Murray	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2019	16 May 2013
14F	<i>Manual for Victoria's Salinity Accountability in the Murray-Darling Basin (Victoria)</i>	All water resource plan areas in Victoria	1 April 2016	30 June 2019	1 April 2011

No. 97, 2014 *Water Amendment (Interactions with State Laws) Regulation 2014* 11
 (No. 1)

OPC60553 - A

Schedule 1 Amendments

14G	<i>North East Regional Catchment Strategy</i> (Victoria)	Northern Victoria and Victorian Murray	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2019	16 May 2013
14H	<i>North East Sustainable Irrigation Action Plan</i> (Victoria)	Northern Victoria and Victorian Murray	19 May 2015	30 June 2019	19 May 2010

11 Clause 1 of Part 1 of Schedule 5 (after table item 17)

Insert:

17A	<i>Policies for Managing Section 76 Approvals</i> (Victoria)	All water resource plan areas in Victoria	21 September 2015	30 June 2019	27 August 2013
17B	<i>Policies for Managing Take and Use Licences</i> (Victoria)	All water resource plan areas in Victoria	31 December 2014	30 June 2019	2 February 2014
17C	<i>Policies for Managing Works Licences</i> (Victoria)	All water resource plan areas in Victoria	19 October 2015	30 June 2019	19 October 2010
17D	<i>Standard Water-Use Conditions</i> (Victoria)	All water resource plan areas in Victoria (surface water)	31 December 2014	30 June 2019	20 June 2007
17E	<i>Upper Ovens</i>	Goulburn-	11 January	30 June	11 January

12 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014

OPC60553 - A

	<i>River Water Supply Protection Area Water Management Plan (Victoria)</i>	Murray and Northern Victoria	2017	2019	2012
17F	<i>Western Region Sustainable Water Strategy (Victoria)</i>	Wimmera-Mallee (groundwater) and Wimmera-Mallee (surface water)	10 November 2016	30 June 2018	10 November 2011

12 After clause 1 of Part 1 of Schedule 5

Insert:

1A Queensland—State plans that prevail over Basin Plan

The table in this clause specifies for regulation 11A.02:

- (a) each State plan in Queensland that prevails over the Basin Plan; and
- (b) the water resource plan area for a State plan; and
- (c) the period, starting on the start day and ending on the end day, during which a State plan prevails over the Basin plan; and
- (d) the day a State plan is taken to have been accredited by the Minister.

Queensland—State plans that prevail over Basin Plan					
	State plan	Water resource plan area	Start day	End day	Accreditation day
1	<i>Water Management Plan for the Upper</i>	Condamine-Balonne	10 August 2017	30 June 2019	10 August 2012

No. 97, 2014 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* 13

OPC60553 - A

Schedule 1 Amendments

Queensland—State plans that prevail over Basin Plan					
	State plan	Water resource plan area	Start day	End day	Accreditation day
	<i>Condamine Alluvium Sustainable Diversion Limit Area 2012</i> (Queensland)				
2	<i>Water Resource (Border Rivers) Plan 2003</i> (Queensland)	Queensland Border Rivers	1 September 2014	30 June 2019	27 September 2013
3	<i>Water Resource (Condamine and Balonne) Plan 2004</i> (Queensland)	Condamine-Balonne	1 September 2014	30 June 2019	27 September 2013
4	<i>Water Resource (Moonie) Plan 2003</i> (Queensland)	Moonie	1 September 2014	30 June 2019	27 September 2013
5	<i>Water Resource (Warrego, Paroo, Bulloo and Nebine) Plan 2003</i> (Queensland)	Warrego-Paroo-Nebine	1 September 2014	30 June 2016	27 September 2013

13 Paragraph 2(c) of Part 1 of Schedule 5

Repeal the paragraph, substitute:

14 *Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)* No. 97, 2014
 OPC60553 - A

- (c) the period, starting on the start day and ending on the end day, during which a State plan prevails over the Basin plan; and

14 Clause 2 of Part 1 of Schedule 5 (before table item 1)

Insert:

1AA	<i>Mallee Prescribed Wells Area Water Allocation Plan (South Australia)</i>	South Australian Murray Region	2 May 2017	31 December 2017	2 May 2012
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15 Clause 2 of Part 1 of Schedule 5 (table item 2)

Repeal the item, substitute:

2	<i>Peake, Roby and Sherlock Prescribed Wells Area Water Allocation Plan (South Australia)</i>	South Australian Murray Region	2 March 2016	31 December 2017	2 March 2011
2A	<i>Water Allocation Plan for the Eastern Mount Lofty Ranges (South Australia)</i>	Eastern Mount Lofty Ranges	The day the <i>Water Amendment (Interactions with State Laws) Regulation 2014 (No. 1)</i> commences	30 June 2019	17 December 2013