

Water Amendment (Interactions with State Laws) Regulation 2016 (No. 1)

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 05 May 2016

Peter Cosgrove

Governor‑General

By His Excellency’s Command

Barnaby Joyce

Deputy Prime Minister and Minister for Agriculture and Water Resources

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1 Name

This is the *Water Amendment (Interactions with State Laws) Regulation 2016 (No. 1)*.

2 Commencement

(1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table | The day after this instrument is registered. | 7 May 2016 |
| 2. Schedule 1, Part 1 | 1 July 2016. | 1 July 2016 |
| 3. Schedule 1, item 2 | 1 July 2016.  However, if the *Water Sharing Plan for the Lachlan Regulated River Water Source 2016* (NSW) commences before 1 July 2016, the provisions do not commence at all. | 1 July 2016 |
| 4. Schedule 1, item 3 | 1 July 2016.  However, if the *Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2016* (NSW) commences before 1 July 2016, the provisions do not commence at all. | 1 July 2016 |
| 5. Schedule 1, item 4 | 1 July 2016.  However, if the *Water Sharing Plan for the New South Wales Murray and Lower Darling Regulated Rivers Water Sources 2016* (NSW)commences before 1 July 2016, the provisions do not commence at all. | 1 July 2016 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

(2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

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

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Part 1—Main amendments

Water Regulations 2008

1 Clause 1AA of Part 1 of Schedule 5 (table)

Repeal the table, substitute:

| New South Wales—State plans that prevail over Basin Plan | | | | | |
| --- | --- | --- | --- | --- | --- |
| Item | State plan | Water resource plan area | Start day | End day | Accreditation day |
| 1 | *Water Sharing Plan for the Gwydir Regulated River Water Source 2016* (NSW) | Gwydir | 1 July 2016 | 30 June 2019 | 1 July 2016 |
| 2 | *Water Sharing Plan for the Intersecting Streams Unregulated and Alluvial Water Sources 2011* (NSW) | Each of the following:  (a) Intersecting Streams;  (b) Darling Alluvium. | 11 November 2016 | 30 June 2019 | 6 July 2012 |
| 3 | *Water Sharing Plan for the Lachlan Regulated River Water Source 2016* (NSW) | Lachlan | The day the State plan commences | 30 June 2019 | The day the State plan commences |
| 4 | *Water Sharing Plan for the Lower Lachlan Groundwater Source 2003* (NSW) | Lachlan Alluvium | 1 July 2015 | 30 June 2017 | 1 January 2014 |
| 5 | *Water Sharing Plan for the Lower Murray‑Darling Unregulated and Alluvial Water Sources 2011* (NSW) | Each of the following:  (a) Darling Alluvium;  (b) New South Wales Murray and Lower Darling. | 27 January 2017 | 30 June 2019 | 6 July 2012 |
| 6 | *Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2016* (NSW) | Macquarie‑ Castlereagh | 1 July 2016 | 30 June 2019 | 1 July 2016 |
| 7 | *Water Sharing Plan for the Murray Unregulated and Alluvial Water Sources 2011* (NSW) | Each of the following:  (a) Murray Alluvium;  (b) New South Wales Murray and Lower Darling. | 27 January 2017 | 30 June 2019 | 6 July 2012 |
| 8 | *Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2016* (NSW) | Murrumbidgee | The day the State plan commences | 30 June 2019 | The day the State plan commences |
| 9 | *Water Sharing Plan for the New South Wales Murray and Lower Darling Regulated Rivers Water Sources 2016* (NSW) | New South Wales Murray and Lower Darling | The day the State plan commences | 30 June 2019 | The day the State plan commences |
| 10 | *Water Sharing Plan for the NSW Border Rivers Regulated River Water Source 2009* (NSW) | New South Wales Border Rivers | 1 July 2015 | 30 June 2019 | 22 February 2013 |
| 11 | *Water Sharing Plan for the NSW Great Artesian Basin Shallow Groundwater Sources 2011* (NSW) | New South Wales Great Artesian Basin Shallow | 11 November 2016 | 30 June 2019 | 6 July 2012 |
| 12 | *Water Sharing Plan for the NSW Murray Darling Basin Fractured Rock Groundwater Sources 2011* (NSW) | Each of the following:  (a) Lachlan and South Western Fractured Rock;  (b) New England Fractured Rock and Northern Basalts. | 2 December 2016 | 30 June 2019 | 6 July 2012 |
| 13 | *Water Sharing Plan for the NSW Murray Darling Basin Porous Rock Groundwater Sources 2011* (NSW) | Each of the following:  (a) Eastern Porous Rock;  (b) Western Porous Rock. | 2 December 2016 | 30 June 2019 | 6 July 2012 |
| 14 | *Water Sharing Plan for the Peel Valley Regulated, Unregulated, Alluvium and Fractured Rock Water Sources 2010* (NSW) | Each of the following:  (a) Namoi;  (b) Namoi Alluvium;  (c) New England Fractured Rock and Northern Basalts. | 7 May 2015 | 30 June 2019 | 26 September 2014 |
| 15 | *Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2016* (NSW) | Namoi | 1 July 2016 | 30 June 2019 | 1 July 2016 |

Part 2—Consequential amendments

Water Amendment (Interactions with State Laws) Regulation 2015 (No. 3)

2 Item 2 of Schedule 1

Repeal the item.

3 Item 3 of Schedule 1

Repeal the item.

4 Item 4 of Schedule 1

Repeal the item.