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Water Notices



New South Wales
Government

Temporary Water Restriction (Namoi and Macquarie Water Sources) Order 2019

under the

Water Management Act 2000

I, Rachel Connell, by delegation from the Minister for Regional Water, in pursuance of section 324 (1) of the *Water Management Act 2000* and being satisfied that it is necessary in the public interest to do so, make the following Order.

Dated 31 March 2019

RACHEL CONNELL
Executive Director, Water
Department of Industry
By delegation

Explanatory note

This Order imposes temporary water restrictions on certain takes of water from the Lower Namoi Regulated River Water Source, the lower parts of the Namoi Unregulated Rivers Water Sources and the lower parts of the Macquarie Bogan Unregulated Water Sources, in pursuance of section 324 (1) of the *Water Management Act 2000*.

Temporary Water Restriction (Namoi and Macquarie Water Sources) Order 2019

under the

Water Management Act 2000

1 Name of Order

This Order is the *Temporary Water Restriction (Namoi and Macquarie Water Sources) Order 2019*.

2 Commencement

This Order commences the day on which it is published in the Gazette and will remain in force until 30 June 2019, unless it is repealed or modified by further order before that date.

3 Temporary water restrictions

The taking of water from a water source specified in column 1 of the table in Schedule 1 under an access licence specified in column 2 of the table in Schedule 1 is prohibited, subject to any exceptions specified in column 3 of the table in Schedule 1.

4 Interpretation

(1) In this order:

Lower Namoi regulated river water source means the Lower Namoi Regulated River Water Source as described in the *Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2016*.

Lower Namoi unregulated river water sources means the following water sources, as described in the *Water Sharing Plan for the Namoi Unregulated and Alluvial Water Sources 2012*:

- (a) Werris Creek Water Source
- (b) Rangira Creek Water Source
- (c) Bluevale Water Source
- (d) Lake Goran Water Source
- (e) Coxs Creek Water Source
- (f) Maules Creek Water Source
- (g) Eulah Creek Water Source
- (h) Bohena Creek Water Source
- (i) Bundock Creek Water Source
- (j) Brigalow Creek Water Source
- (k) Coghill Creek Water Source
- (l) Etoo and Talluba Creeks Water Source
- (m) Spring and Bobbiwaa Creeks Water Source
- (n) Pian Creek Water Source
- (o) Lower Namoi Water Source
- (p) Baradine Creek Water Source
- (q) Phillips Creek Water Source
- (r) Mooki River Water Source

- (s) Quirindi Creek Water Source
- (t) Warrah Creek Water Source.

Macquarie (lower) unregulated river water sources means the following water sources, as described in the *Water Sharing Plan for the Macquarie Bogan*

Unregulated and Alluvial Water Sources 2012:

- (a) Bulbodney Grahway Creek Water Source
- (b) Lower Bogan River Water Source
- (c) Lower Macquarie River Water Source
- (d) Marra Creek Water Source
- (e) Marthaguy Creek Water Source.

Regulated river (general security) access licence means a regulated river (general security) access licence that authorises the take of water from a water source to which the *Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2016* applies.

Unregulated river access licence means an unregulated river access licence that authorises the take water from a water source to which the *Water Sharing Plan for the Namoi Unregulated and Alluvial Water Sources 2012* or the *Water Sharing Plan for the Macquarie Bogan Unregulated and Alluvial Water Sources 2012* applies.

Unregulated river (regulated supply) access licence means an unregulated river (regulated supply) access licence that authorises the take of water from a water source to which the *Macquarie Bogan Unregulated and Alluvial Water Sources 2012* applies.

Unregulated river (special additional high flow) access licence means an unregulated river (special additional high flow) access licence that authorises the take of water from a water source to which the *Water Sharing Plan for the Namoi Unregulated and Alluvial Water Sources 2012* or the *Water Sharing Plan for the Macquarie Bogan Unregulated and Alluvial Water Sources 2012* applies.

- (2) Unless otherwise defined, words and expressions that are defined in the *Water Management Act 2000* or in regulations made under that Act have the same meaning in this Order.

Schedule 1 Restrictions

Column 1 Water sources	Column 2 Access licences	Column 3 Exceptions
Lower Namoi regulated river water source	Regulated river (general security) access licence	Nil.
Lower Namoi unregulated river water sources	Unregulated river access licence Unregulated river (special additional high flow) access licence	Take under clause 47(18)(a) of the <i>Water Sharing Plan for the Namoi Unregulated and Alluvial Water Sources 2012</i> is not prohibited.
Macquarie (lower) unregulated river water sources	Unregulated river access licence Unregulated river (special additional high flow) access licence Unregulated river (regulated supply) access licence	Take under an unregulated river (regulated supply) access licence for the purpose of town water supply is not prohibited.

Note. It is an offence, under section 336C of the *Water Management Act 2000*, to fail to comply with this direction. An individual found guilty of an offence under section 336C is liable to a penalty not exceeding 2,250 penalty units and, in the case of a continuing offence, a further penalty not exceeding 600 penalty units for each day the offence continues. A corporation found guilty of an offence under section 336C is liable to a penalty not exceeding 10,000 penalty units and, in the case of a continuing offence, a further penalty not exceeding 1,200 penalty units for each day the offence continues. As at the commencement of this Order, a penalty unit is \$110.