



Victoria Government Gazette

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Water Act 1989

EXEMPTION ORDER FOR GIPPSLAND AND SOUTHERN RURAL WATER CORPORATION (MORWELL RIVER) 2021

I, Richard Wynne, Acting Minister for Water, as the Minister administering the **Water Act 1989** (Act) exempt Gippsland and Southern Rural Water Corporation from the application of specified provisions of the Act as follows:

Citation

This exemption is called the Exemption Order for Gippsland and Southern Rural Water Corporation (Morwell River) 2021 (Order).

Authorising provision

This Order is made under section 308 of the Act.

Operation

This Order comes into operation on the date it is published in the Victoria Government Gazette and remains in effect, unless revoked earlier, until 11.59 pm on 31 October 2021.

Exemption

Gippsland and Southern Rural Water Corporation is exempted from the following provisions of the Act:

- (a) in making a decision on an application for a licence made under sections 51 and 67 of the Act, Gippsland and Southern Rural Water is exempted from:
 - (i) section 40(1);
 - (ii) section 51B;
 - (iii) section 53;
 - (iv) section 55(2B)(a);
 - (v) section 67A; and
 - (vi) section 68; and
- (b) a decision of Gippsland and Southern Rural Water Corporation:
 - (i) under section 55(1) to approve an application under section 51, is exempted from section 64((1)(b); and
 - (ii) under section 69(1) to approve an application under section 67, is exempted from section 83(1)(b).

Specified circumstance

This Order only applies to an application for a licence made in relation to the mitigation of risks to the Yallourn mine associated with cracking on the east bank of the Morwell River Diversion.

Condition

In making a decision in relation to a licence in these circumstances Gippsland and Southern Rural Water Corporation must consider downstream users and, where reasonably practicable, must provide for sufficient through flow to supply domestic and stock users and base flow to support environmental requirements.

Dated 18 June 2021

HON. RICHARD WYNNE MP
Acting Minister for Water

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