

# Queensland



## Subordinate Legislation 1992 No. 336

### *Water Resources Act 1989*

# WATER RESOURCES (RATES AND CHARGES) REGULATION 1992

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## **PART 1—PRELIMINARY**

### **Short title**

1. This regulation may be cited as the *Water Resources (Rates and Charges) Regulation 1992*.

### **Definitions**

2. In this regulation—

“**channel supply**” means the supply of water from a channel constructed by the Commissioner;

“**drainage rate**” means a rate prescribed under section 15;

“**ground water**” means an underground source of water;

“**ground water area**” means an area determined by the Commissioner under section 9 to be a ground water area;

“**irrigation project**” means an area determined by the Commissioner under section 8 to be an irrigation project;

“**nominal allocation charge**” means a charge payable under section 12;

“**on-farm storage**” means any storage of water made for purposes other than merely domestic purposes;

“**QIDC indicator lending rate**” means the indicator lending rate set by the Queensland Industry Development Corporation;

“**regulated section**” of a watercourse means a part of the watercourse that the Commissioner determines under section 4 to be a regulated section;

“**re-lift area**” means an area within which the channel supply to a holding cannot be effected merely by gravity, but requires water to be pumped from a channel;

“**sugar mill assessment**” means an assessment, made by the Commissioner under section 8.8 of the Act, of the amount and made in the manner prescribed under section 14;

**“surface water”** means water in a watercourse other than a channel constructed by the Commissioner;

**“water charge”** means a charge payable under Part 3;

**“water year”** in relation to a rate, assessment or charge, means the period specified in this regulation of not more than 1 year for which the rate, assessment or charge is made or levied;

**“water harvesting”** means the taking of water from a source during a period that the Commissioner has notified under section 5 to be a period of unregulated flow in relation to the source.

### **Interpretation—eastern and western sides of Eton Irrigation Area**

**3.** For the purposes of this regulation, land in the Eton Irrigation Area is taken to be—

- (a) if it has a nominal allocation of 3.6 ML/ha—on the western side of Eton Irrigation Area; or
- (b) if it has a nominal allocation of 2.7 ML/ha—on the eastern side of Eton Irrigation Area.

## **PART 2—PROVISIONS RELATING TO WATER SUPPLY**

### **Regulated section of a watercourse**

**4.(1)** The Commissioner may determine a part of a watercourse to be a regulated section of the watercourse if the Commissioner considers that the water supply in that part is increased from time to time as a result of works constructed or operated by the Commissioner.

**(2)** The Commissioner must note on a licence that permits water to be taken from a part of a watercourse that is a regulated section, that the part is a regulated section.

**Periods of unregulated flow**

**5.(1)** If at any time the Commissioner considers that the water supply available from a source exceeds the expected demands on the water supply at that time, the Commissioner may make a notification under this section.

**(2)** The notification—

- (a) is to be made to the persons licensed to harvest water from the source; and
- (b) is to declare a period of unregulated flow in relation to the source; and
- (c) may specify days on which the period starts and finishes, or may declare that the period is to continue until the Commissioner makes a further notification specifying the day that the period is to finish; and
- (d) may be made by public notice or any other suitable means.

**(3)** For the purpose of calculating a water charge payable, by a person licensed to harvest water, for an amount of water taken from a source during a period of unregulated flow, that amount—

- (a) is to be included in a determination of the amount of water taken by water harvesting; and
- (b) is not to be included in a determination of the amount of water taken made by reference to an announced allocation or nominal allocation of a holding.

**(4)** If, in a notification made under this section, the Commissioner declares—

- (a) a period of unregulated flow in relation to a regulated section of the Condamine River North Branch; and
- (b) that, during the period, either general water harvesting or restricted water harvesting is to apply;

a person must pay the charge, for water taken during the period, that is specified in this regulation in relation to general water harvesting or restricted water harvesting (as the case may be).



**Periods of unrestricted flow—Laidley Creek**

**6.(1)** If at any time the Commissioner considers that the water supply available from Laidley Creek exceeds the expected demands on the water supply at that time, the Commissioner may make a notification under this section.

**(2)** The notification—

- (a) is to be made to the persons licensed to take water from Laidley Creek; and
- (b) is to declare a period of unrestricted flow in relation to Laidley Creek; and
- (c) may specify days on which the period starts and finishes, or may declare that the period is to continue until the Commissioner makes a further notification specifying the day that the period is to finish; and
- (d) may be made by public notice or any other suitable means.

**(3)** For the purpose of calculating a water charge payable for an amount of water taken from Laidley Creek during a period of unrestricted flow, that amount—

- (a) is to be charged at the specified rate for taking water during a period of unrestricted flow; and
- (b) is to be included in any determination of the amount of water taken made by reference to an announced allocation or nominal allocation of a holding.

**Water available from the natural flow in Pie Creek**

**7.(1)** For the purpose of calculating a water charge payable under Schedule 3 (in relation to land in the Mary Valley Project), water is taken to be available to land from the natural flow in Pie Creek if a licence of the kind mentioned in subsection (2) has been issued in relation to the land.

**(2)** For the purpose of subsection (1), the licence is a licence that—

- (a) permits water to be taken from a channel regulated by the Pie Creek Diversion Scheme; and
- (b) is subject to the term that the licensee must pay a water charge for

water taken from the channel on the basis that water is available from the natural flow in Pie Creek.

(3) The Commissioner may issue a licence mentioned in subsection (2) if the licence relates to—

- (a) land that abuts Pie Creek; or
- (b) land to which water can be conveyed directly from Pie Creek.

### **Irrigation projects**

**8.(1)** If the Commissioner—

- (a) operates, or has constructed, works outside an irrigation area; and
- (b) considers that the water supply in an area outside an irrigation area has been increased as a result of the works;

the Commissioner may determine the area to be an irrigation project.

(2) The Commissioner may name an irrigation project for the purposes of the Act, for example—the ‘Mary Valley Project’.

(3) The Commissioner must display at an office of the Commission, or other suitable place, in or near an irrigation project, a map showing the boundaries of the irrigation project.

(4) The Commissioner may make further determinations adding an area to, or excluding an area from, an irrigation project.

(5) In determining whether an area should be added to or excluded from an irrigation project, the Commissioner must have regard to the effect the works are having on the water supply in the area at the time of the determination.

(6) If the Commissioner determines that an area be added to or excluded from an irrigation project, the Commissioner must, by public notice or other suitable means, notify the persons licensed to take water from the area.

**Ground water areas**

**9.(1)** If the Commissioner—

- (a) manages the ground water resource in an area; or
- (b) operates, or has constructed, works that the Commissioner considers have—
  - (i) increased the ground water supply in an area; or
  - (ii) reduced the demand for ground water in an area;

the Commissioner may determine the area to be a ground water area.

**(2)** The Commissioner may name a ground water area for the purposes of the Act, for example—the ‘Horseshoe Lagoon Ground Water Area’.

**(3)** The Commissioner must display at an office of the Commission, or other suitable place, in or near a ground water area, a map showing the boundaries of the ground water area.

**(4)** The Commissioner may make further determinations adding an area to, or excluding an area from, a ground water area.

**(5)** In determining whether an area should be added to or excluded from a ground water area, the Commissioner must have regard to—

- (a) any representation made by a person affected by the determination; and
- (b) any other evidence;

as to the effect the works are having on the ground water supply, or demand for ground water, in the area at the time of the determination.

**(6)** If the Commissioner determines that an area be added to or excluded from a ground water area, the Commissioner must, by public notice or other suitable means, notify the persons licensed to take water from the area.

## **PART 3—WATER CHARGES**

### **Water charges for irrigation areas**

**10.(1)** The owner of a holding in an irrigation area must pay to the Commissioner, in each water year, an amount that is the greater of the charge mentioned in subsection (2) and the minimum charge mentioned in subsection (3).

**(2)** The charge payable, in relation to a holding, is the amount payable for water taken under a licence by the owner of the holding—

- (a) during the water year; and
- (b) calculated under the scale of charges;

set out in Schedule 1 that relates to the irrigation area in which the holding is situated.

**(3)** The minimum charge payable, in relation to a holding, is the amount set out in Schedule 2 for the irrigation area in which the holding is situated.

**(4)** An owner must pay to the Commissioner an amount due under this section within 30 days after receiving a notice from the Commissioner specifying the amount.

### **Water charges for irrigation projects and other areas**

**11.(1)** An owner of land that is not in an irrigation area must pay to the Commissioner, in each water year, an amount that is the greater of the charge mentioned in subsection (2) and the minimum charge mentioned in subsection (3).

**(2)** The charge payable by an owner of land is the amount payable for water taken under a licence by the owner, calculated according to the scale set out in Schedule 3 that relates to—

- (a) if the land is not situated in an irrigation project or ground water area—the source from which the water was taken; or
- (b) in any other case—the irrigation project or ground water area in which the land is situated.

(3) The minimum charge payable is the amount set out in Schedule 4 for the relevant irrigation project, ground water area or source of water.

(4) An owner must pay to the Commissioner an amount due under this section within 30 days after receiving a notice from the Commissioner specifying the amount.

### **Nominal allocation charges**

**12.(1)** Before a nominal allocation is granted to a holding within an irrigation area, the owner of the holding must—

- (a) pay to the Commissioner the relevant nominal allocation charge specified in Schedule 5; or
- (b) give to the Commissioner an undertaking to pay the charge by instalments under section 13.

(2) Before a nominal allocation is granted to land within an irrigation project, the owner of the land must—

- (a) pay to the Commissioner the relevant nominal allocation charge specified in Schedule 6; or
- (b) give to the Commissioner an undertaking to pay the charge by instalments under section 13.

### **Undertaking to pay a nominal allocation charge by instalments**

**13.** An undertaking to pay a nominal allocation charge by instalments must—

- (a) provide that interest on the unpaid portion of the charge—
  - (i) accrues from the day the nominal allocation is granted; and
  - (ii) is payable at the rate 1.5% above the QIDC indicator lending rate current on the due date for payment of each instalment; and
- (b) be otherwise on terms agreed to between the Commissioner and the person.

## PART 4—OTHER CHARGES

### Sugar mill assessments

14.(1) In this section—

“**assigned**” has the meaning given by the *Sugar Industry Act 1991*;

“**crushing season**” has the meaning given by the *Sugar Industry Act 1991*;

“**irrigation area**” includes part of an irrigation area;

“**sugar mill**” has the meaning given by the *Sugar Industry Act 1991*.

(2) For the purposes of section 8.8 of the Act, this section sets out—

- (a) the assessment that may be made by the Commissioner; and
- (b) the manner for making the assessment.

(3) If land within an irrigation area is assigned to a sugar mill (the “**assigned land**”), the Commissioner may, in relation to each crushing season, make an assessment on the owner of the sugar mill—

- (a) at the rate specified in Schedule 7 for the irrigation area; and
- (b) on the basis of the amount of 94 net titre sugar processed at the sugar mill, from sugar cane grown on the assigned land, during the crushing season.

(4) The Commissioner may make the assessment on a person by sending to the person a notice specifying—

- (a) the amount of the assessment; and
- (b) the day, not before 30 days after the date of the notice, by which the assessment is payable.

(5) A person who receives a notice sent under subsection (4) must comply with the notice.

### Drainage rates

15.(1) For the purposes of section 8.7 of the Act, this section sets out—

- (a) a charge that may be levied by the Commissioner; and
- (b) the basis for levying the charge.

(2) The Commissioner may, in relation to each water year, levy a charge on the owner of land within an irrigation area, at the rate set out in Schedule 8 for the irrigation area.

(3) The Commissioner may levy the charge on a person by sending to the person a notice specifying—

- (a) the amount of the charge; and
- (b) the day, not before 30 days after the date of the notice, by which the amount is payable.

(4) A person who receives a notice sent under subsection (3) must comply with the notice.

(5) A levy made under this section in relation to land is to be determined according to the area of the land at the date of the notice.

#### **Drainage levy—Emerald Left Bank**

**16.(1)** In addition to any levy made under section 15, the Commissioner may, in relation to each water year, levy on an owner of a holding within the Emerald Irrigation Area who is supplied water from—

- (a) the Selma Main Channel; or
- (b) a subsidiary channel or pipeline of the Selma Main Channel;

a charge at the rate of \$6.00/ha of the holding.

(2) The levy may be made, and must be paid, in the manner mentioned in section 15 for drainage rates.

## **PART 5—MISCELLANEOUS**

### **Repeal**

**17.** The *Water Resources (Rates and Charges) Regulation 1991* is repealed.

## SCHEDULE 1

### WATER CHARGES FOR IRRIGATION AREAS

section 10

#### PART 1—WATER YEAR ENDING 31 AUGUST 1992

	per ML \$
<b>Dawson Valley Irrigation Area</b>	
<b>1.(1) For supply from a channel—</b>	
(a) up to announced allocation and by water harvesting	24.20
(b) of the amount over 100% to 125% of announced allocation . . . . .	48.40
(c) of the amount over 125% over announced allocation	72.60
<b>(2) For supply—</b>	
(a) from the regulated section of the Dawson River downstream of Glebe Weir to the junction with Herbert Creek—	
(i) up to announced allocation . . . . .	10.10
(ii) of the amount over 100% to 125% of announced allocation . . . . .	20.20
(iii) of the amount over 125% of announced allocation . . . . .	30.30
(b) from the Glebe Weir reservoir—	
(i) up to announced allocation . . . . .	3.50
(ii) of the amount over 100% to 125% of announced allocation . . . . .	7.00
(iii) of the amount over 125% of announced allocation . . . . .	10.50
(c) by water harvesting—	
(i) up to 500 ML . . . . .	2.55
(ii) of any further amount . . . . .	nil



## SCHEDULE 1 (continued)

**PART 2—WATER YEAR ENDING 30 SEPTEMBER  
1992**

	per ML \$
<b>St George Irrigation Area</b>	
<b>2.(1) For supply from a channel—</b>	
(a) up to announced allocation . . . . .	20.75
(b) of the amount over announced allocation . . . . .	207.50
(c) by water harvesting—	
(i) to on-farm storage . . . . .	10.35
(ii) in any other case . . . . .	20.75
<b>(2) For supply—</b>	
(a) from a regulated section of the Thuraggi Watercourse or Thuraggi Diversion Channel—	
(i) up to announced allocation . . . . .	10.35
(ii) of the amount over announced allocation . . . . .	103.50
(b) from Beardmore Dam or a regulated section of the Balonne River—	
(i) up to announced allocation . . . . .	10.35
(ii) of the amount over announced allocation . . . . .	103.50
(c) by water harvesting—	
(i) from a regulated section of the Thuraggi Watercourse or Thuraggi Diversion Channel . . . . .	5.20
(ii) from Beardmore Dam or from any watercourse downstream of Beardmore Dam to the Qld/NSW Border—	
(A) up to 500 ML . . . . .	2.60
(B) of any further amount . . . . .	nil

## SCHEDULE 1 (continued)

**PART 3—WATER YEAR ENDING 31 DECEMBER  
1992**

	per ML \$
<b>Burdekin River Irrigation Area</b>	
3.(1) For supply from a channel . . . . .	34.35
(2) For supply—	
(a) from a diversion from drains . . . . .	16.80
(b) from a regulated section of the Burdekin River . . . .	10.95
(c) from ground water in the Burdekin Ground Water Area . . . . .	5.70
(d) from ground water in the Giru Ground Water Area or a regulated section of the Haughton River . . . . .	17.20
(e) from ground water in the Horseshoe Lagoon Ground Water Area . . . . .	0.65

**PART 4—WATER YEAR ENDING 30 JUNE 1993**

	per ML \$
<b>Bundaberg Irrigation Area</b>	
4.(1) For supply from a channel—	
(a) up to announced allocation and by water harvesting	34.95
(b) of the next 20 ML over announced allocation . . . . .	52.45
(c) of any further amount over announced allocation . .	69.90
(2) For supply from a regulated section of a watercourse—	
(a) up to announced allocation . . . . .	11.15
(b) of the amount up to 20ML over announced allocation	28.65
(c) of the amount over 20ML over announced allocation	46.15

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 SCHEDULE 1 (continued)

(d) by water harvesting .....	2.80
<b>(3) For supply from ground water in the Bundaberg Ground Water Area—</b>	
(a) up to announced allocation .....	4.50
(b) of the amount up to 20ML over announced allocation	22.00
(c) of the amount over 20ML over announced allocation	39.50
<b>(4) For supply to on-farm storage .....</b>	<b>69.90</b>

**Emerald Irrigation Area****5.(1) For supply from a channel—**

(a) up to announced allocation and by water harvesting	21.10
(b) of the amount over 100% to 125% of announced allocation .....	42.20
(c) of the amount over 125% of announced allocation .	63.30

**(2) For supply from Fairbairn Dam, or a regulated section of the Nogoia River or Mackenzie River to the junction with Springton Creek—**

(a) up to announced allocation .....	10.25
(b) of the amount over 100% to 125% of announced allocation .....	20.50
(c) of the amount over 125% of announced allocation .	30.75
(d) by water harvesting—	
(i) of the amount up to 500 ML .....	2.60
(ii) of any further amount .....	nil

**Eton Irrigation Area****6.(1) For supply from a channel .....****(2) For supply—**

(a) from the section of the Pioneer River regulated by Mirani Weir .....	10.55
(b) by water harvesting—	
(i) of the amount up to 500 ML .....	2.65
(ii) of any further amount .....	nil

## SCHEDULE 1 (continued)

**Lower Mary River Irrigation Area**

<b>7.(1)</b> For supply from a channel .....	34.95
<b>(2)</b> For supply—	
(a) from the Mary Barrage .....	10.95
(b) from the Tinana Barrage .....	16.75

**Mareeba-Dimbulah Irrigation Area**

**8.(1)** The amount payable for a holding is **A + B + C**

where—

“**A**” is a charge of \$351.00 per water year;

“**B**” is a charge calculated under subclause (2) according to the nominal allocation of the holding;

“**C**” is a charge calculated under subclauses (3) and (4) according to the amount of water taken.

<b>(2)</b> For the nominal allocation of a holding—	
(a) in a re-lift area .....	13.90
(b) subject to paragraph (c), in any other area, of—	
(i) up to 100 ML .....	12.80
(ii) over 100 ML to 500 ML .....	8.55
(iii) over 500 ML .....	7.45
(c) supplied from a regulated section of—	
(i) Tinaroo Falls Dam or the Barron River .....	6.40
(ii) any other watercourse .....	10.70
<b>(3)</b> For an amount of water taken from a channel—	
(a) up to announced allocation—	
(i) in a re-lift area .....	21.35
(ii) in any other area, of—	
(A) up to 100 ML .....	14.95
(B) over 100 ML to 500 ML .....	12.80
(C) over 500 ML .....	9.60
(b) over announced allocation—	
(i) in a re-lift area .....	52.90
(ii) in any other area .....	41.65

## SCHEDULE 1 (continued)

<b>(4)</b> For an amount of water taken—	
(a) up to announced allocation—	
(i) from a regulated section of Tinaroo Falls Dam or the Barron River .....	6.40
(ii) from a regulated section of any other watercourse .....	8.55
(b) over announced allocation—	
(i) from a regulated section of Tinaroo Falls Dam or the Barron River .....	19.25
(ii) from a regulated section of any other watercourse .....	28.85

**PART 5—WATER YEAR ENDING 31 AUGUST 1993**

	per ML
	\$
<b>Dawson Valley Irrigation Area</b>	
<b>9.(1)</b> For supply from a channel—	
(a) up to announced allocation and by water harvesting	24.60
(b) of the amount over 100% to 125% of announced allocation .....	49.20
(c) of the amount over 125% over announced allocation	73.80
<b>(2)</b> For supply—	
(a) from the regulated section of the Dawson River downstream of Glebe Weir to the junction with Herbert Creek—	
(i) up to announced allocation .....	10.25
(ii) of the amount over 100% to 125% of announced allocation .....	20.50
(iii) of the amount over 125% of announced allocation .....	30.75

## SCHEDULE 1 (continued)

(b) from the Glebe Weir reservoir—	
(i) up to announced allocation . . . . .	3.55
(ii) of the amount over 100% to 125% of announced allocation . . . . .	7.10
(iii) of the amount over 125% of announced allocation . . . . .	10.65
(c) by water harvesting—	
(i) up to 500 ML . . . . .	2.60
(ii) of any further amount . . . . .	nil

**PART 6—WATER YEAR ENDING 30 SEPTEMBER  
1993**

	per ML \$
<b>St George Irrigation Area</b>	
<b>10.(1)</b> For supply from a channel—	
(a) up to announced allocation . . . . .	21.10
(b) of the amount over announced allocation . . . . .	211.00
(c) by water harvesting—	
(i) to on-farm storage . . . . .	10.55
(ii) in any other case . . . . .	21.10
<b>(2)</b> For supply—	
(a) from a regulated section of the Thuraggi Watercourse or Thuraggi Diversion Channel—	
(i) up to announced allocation . . . . .	10.55
(ii) of the amount over announced allocation . . . . .	105.50
(b) from Beardmore Dam or a regulated section of the Balonne River—	
(i) up to announced allocation . . . . .	10.55
(ii) of the amount over announced allocation . . . . .	105.50

## SCHEDULE 1 (continued)

(c) by water harvesting—	
(i) from a regulated section of the Thuraggi Watercourse or Thuraggi Diversion Channel .	5.30
(ii) from Beardmore Dam or from any watercourse downstream of Beardmore Dam to the Qld/NSW Border—	
(A) up to 500 ML . . . . .	2.65
(B) of any further amount . . . . .	nil

**PART 7—WATER YEAR ENDING 31 DECEMBER  
1993**

	per ML \$
<b>Burdekin River Irrigation Area</b>	
<b>11.(1)</b> For supply from a channel . . . . .	35.00
<b>(2)</b> For supply—	
(a) from a diversion from drains . . . . .	17.10
(b) from a regulated section of the Burdekin River . . . .	11.15
(c) from ground water in the Burdekin Ground Water Area . . . . .	5.80
(d) from ground water in the Giru Ground Water Area or a regulated section of the Haughton River . . . . .	17.50
(e) from ground water in the Horseshoe Lagoon Ground Water Area . . . . .	0.65

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## SCHEDULE 2

### MINIMUM ANNUAL CHARGES—IRRIGATION AREAS

section 10

#### *Note to Schedule 2*

The minimum annual water charge payable by a person who—

- (a) owns a holding within an irrigation area mentioned in the first column; and
- (b) is licensed to take water for the holding from a source mentioned in the second column;

is, in relation to the holding, the greatest of the amounts mentioned in the third column opposite the sources for which the person is licensed.

#### PART 1—WATER YEAR ENDING IN 1992

IRRIGATION AREA	SOURCE OF SUPPLY	MINIMUM ANNUAL WATER CHARGE
1. St George Irrigation Area	channel supply	The greater of— (a) an amount payable for the supply of 60% of the nominal allocation; or (b) \$314.00.



## SCHEDULE 2 (continued)

	surface water	The greater of— (a) an amount payable for the supply of 60% of nominal allocation; or (b) \$157.00.
2. Any other irrigation area (other than Mareeba-Dimbulah)	channel supply	The greater of— (a) an amount payable for the supply of 75% of the nominal allocation; or (b) \$314.00.
	surface water	The greater of— (a) an amount payable for the supply of 75% of nominal allocation; or (b) \$157.00.

**PART 2—WATER YEAR ENDING IN 1993**

<b>IRRIGATION AREA</b>	<b>SOURCE OF SUPPLY</b>	<b>MINIMUM ANNUAL WATER CHARGE</b>
3. Bundaberg Irrigation Area	channel supply	The greater of— (a) an amount payable for the supply of 50% of the nominal allocation; or (b) \$319.50.
	surface water	The greater of— (a) an amount payable for the supply of 50% of nominal allocation; or (b) \$159.75.

## SCHEDULE 2 (continued)

	ground water	The greater of— (a) an amount payable for the supply of 50% of nominal allocation; or (b) \$79.90.
4. Lower Mary River Irrigation Area	channel supply	The greater of— (a) an amount payable for the supply of 50% of the nominal allocation; or (b) \$319.50.
	surface water	The greater of— (a) an amount payable for the supply of 50% of nominal allocation; or (b) \$159.75.
5. Eton Irrigation Area	channel supply	(a) In relation to the western side, the greater of— (i) an amount payable for the supply of 50% of the nominal allocation; or (ii) \$319.50; (b) In relation to the eastern side, the greater of— (i) an amount payable for the supply of 66 <sup>2</sup> / <sub>3</sub> % of the nominal allocation; or (ii) \$319.50.
	surface water	The greater of— (a) an amount payable for the supply of 60% of nominal allocation; or (b) \$159.75.

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 SCHEDULE 2 (continued)

- |   |                |   |
|---|----------------|---|
| 6. St George<br>Irrigation area   | channel supply | The greater of—<br>(a) an amount payable for the<br>supply of 60% of the nominal<br>allocation; or<br>(b) \$319.50. |
|   | surface water  | The greater of—<br>(a) an amount payable for the<br>supply of 60% of nominal<br>allocation; or<br>(b) \$159.75.     |
| 7. Any other<br>irrigation area<br>(other than<br>Mareeba-<br>Dimbulah) | channel supply | The greater of—<br>(a) an amount payable for the<br>supply of 75% of the nominal<br>allocation; or<br>(b) \$319.50. |
|   | surface water  | The greater of—<br>(a) an amount payable for the<br>supply of 75% of nominal<br>allocation; or<br>(b) \$159.75.     |

### SCHEDULE 3

## WATER CHARGES FOR IRRIGATION PROJECTS AND OTHER AREAS

section 11

### PART 1—WATER YEAR ENDING 31 AUGUST 1992

	per ML \$
<b>Condamine Ground Water Area</b>	
<b>1. For supply—</b>	
(a) of the amount, not more than 130% of nominal allocation—	
(i) up to nominal allocation . . . . .	1.50
(ii) up to 10 ML over nominal allocation . . . . .	6.10
(iii) over 10 to 20 ML over nominal allocation . . . . .	12.20
(iv) over 20 to 40 ML over nominal allocation . . . . .	24.40
(v) over 40 to 60 ML over nominal allocation . . . . .	48.80
(vi) over 60 ML over nominal allocation . . . . .	73.20
(b) of the amount over 130% of nominal allocation . . . . .	73.20
 <b>Chinchilla Weir Project</b>	
<b>2. For supply—</b>	
(a) from a regulated section of the Condamine River . . . . .	10.95
(b) by water harvesting—	
(i) up to 500 ML . . . . .	2.75
(ii) of any further amount . . . . .	nil

## SCHEDULE 3 (continued)

**Cunnamulla Weir Project****3. For supply—**

(a) up to announced allocation . . . . .	10.35
(b) of the amount over 100% to 125% of announced allocation . . . . .	20.70
(c) of the amount over 125% of announced allocation . . . . .	31.05

**Maranoa River Project****4. For supply—**

(a) up to announced allocation . . . . .	10.35
(b) of the amount over 100% to 125% of announced allocation . . . . .	20.70
(c) of the amount over 125% of announced allocation . . . . .	31.05

**PART 2—WATER YEAR ENDING 30 SEPTEMBER  
1992**

per ML  
\$

**Dumaresq River Project****5. For supply—**

(a) from a regulated section of a watercourse flowing from Glenlyon Dam—	
(i) other than by water harvesting . . . . .	9.35
(ii) by water harvesting—	
(A) up to 500 ML . . . . .	2.35
(B) of any further amount . . . . .	nil
(b) from ground water in the Dumaresq Ground Water Area . . . . .	1.50

## SCHEDULE 3 (continued)

**PART 3—WATER YEAR ENDING 31 OCTOBER 1992**

	per ML \$
<b>Upper Condamine Project</b>	
<b>6. For supply—</b>	
(a) from a regulated section of Sandy Creek or the Condamine River—	
(i) other than by water harvesting . . . . .	10.95
(ii) by water harvesting—	
(A) up to 500 ML . . . . .	2.75
(B) of any further amount . . . . .	nil
(b) from a regulated section of the Condamine River North Branch—	
(i) other than by water harvesting . . . . .	17.15
(ii) by restricted water harvesting—	
(A) up to 500 ML . . . . .	7.10
(B) of the amount over 500 ML . . . . .	4.35
(iii) by general water harvesting—	
(A) up to 500 ML . . . . .	2.75
(B) of any further amount . . . . .	nil

## SCHEDULE 3 (continued)

**PART 4—WATER YEAR ENDING 31 DECEMBER  
1992**

	per ML \$
<b>Bowen Ground Water Area</b>	
7. For supply .....	3.70
 <b>Bowen/Broken Rivers Project</b>	
8. For supply from a regulated section of the Bowen River or Broken River .....	10.95

**PART 5—WATER YEAR ENDING 30 APRIL 1993**

	per ML \$
<b>Lower Lockyer Project</b>	
9. For supply from a regulated section of Lockyer Creek or Buaraba Creek—	
(a) up to announced allocation .....	11.10
(b) of the amount over announced allocation .....	22.20
(c) by water harvesting—	
(i) up to 500 ML .....	2.80
(ii) of any further amount .....	nil

## SCHEDULE 3 (continued)

**PART 6—WATER YEAR ENDING 30 JUNE 1993**

	per ML \$
<b>Warrill Valley Project</b>	
<b>10. For supply—</b>	
(a) from a regulated section of Reynolds Creek or Warrill Creek—	
(i) up to announced allocation . . . . .	9.60
(ii) of the amount over 100% to 125% of announced allocation . . . . .	14.40
(iii) of the amount over 125% to 150% of announced allocation . . . . .	19.20
(iv) of the amount over 150% of announced allocation . . . . .	28.80
(v) by water harvesting—	
(A) up to 500 ML . . . . .	2.40
(B) of any further amount . . . . .	nil
(b) from Kent's Lagoon, Normanby Gully, West Branch, Wooroolaba Creek and the Upper Warrill Systems—	
(i) up to announced allocation . . . . .	10.90
(ii) of the amount over 100% to 125% of announced allocation . . . . .	15.65
(iii) of the amount over 125% to 150% of announced allocation . . . . .	20.50
(iv) of the amount over 150% of announced allocation . . . . .	30.05
(v) by water harvesting—	
(A) up to 500 ML . . . . .	2.75
(B) of any further amount . . . . .	nil



## SCHEDULE 3 (continued)

**Barker-Barambah Project****11. For supply—**

(a) from a regulated section of a watercourse—	
(i) up to announced allocation . . . . .	9.60
(ii) of the amount over announced allocation . . . . .	19.20
(b) by water harvesting—	
(i) up to 500 ML . . . . .	2.40
(ii) of any further amount . . . . .	nil

**Barnes Ground Water Area****12. For supply—**

(a) up to announced allocation . . . . .	1.15
(b) of the amount up to 20 ML over announced allocation	18.65
(c) of the amount over 20 ML over announced allocation	36.15

**Fitzroy River Barrage****13. For supply from a regulated section of the Fitzroy River—**

(a) other than by water harvesting . . . . .	11.25
(b) by water harvesting—	
(i) up to 500 ML . . . . .	2.80
(ii) of any further amount . . . . .	nil

**Mary Valley Project****14. For supply—**

(a) from a regulated section of Yabba Creek or the Mary River . . . . .	10.95
(b) subject to paragraph (c), from a section of a watercourse regulated by the Pie Creek Diversion Scheme . . . . .	42.35
(c) from a channel regulated by the Pie Creek Diversion Scheme when, in accordance with section 7, water is available from the natural flow in Pie Creek . . . . .	84.70

## SCHEDULE 3 (continued)

- |  |       |
|--|-------|
| (d) from Cedar Pocket Dam or the regulated section of East Deep Creek between Cedar Pocket Dam and the junction with North Deep Creek— |       |
| (i) up to announced allocation . . . . .   | 10.95 |
| (ii) of the amount over announced allocation . . . . .   | 21.90 |

**Macintyre Brook Project****15.** For supply—

- |   |        |
|---|--------|
| (a) up to announced allocation . . . . .              | 10.90  |
| (b) of the amount over announced allocation . . . . . | 109.00 |
| (c) by water harvesting—                              |        |
| (i) up to 500 ML . . . . .                            | 2.75   |
| (ii) of any further amount . . . . .                  | nil    |

**Proserpine River Project**

- |   |       |
|---|-------|
| <b>16.</b> For supply from surface water or from the Proserpine Ground Water Area . . . . . | 10.55 |
|---|-------|

**Logan River Project**

- |  |       |
|--|-------|
| <b>17.</b> For supply from a regulated section of Burnett Creek or the Logan River . . . . . | 12.30 |
|--|-------|

**Upper Burnett Project****18.** For supply—

- |  |       |
|--|-------|
| (a) from a regulated section of the Nogo River or Burnett River— |       |
| (i) up to announced allocation . . . . .                         | 9.60  |
| (ii) over announced allocation . . . . .                         | 19.20 |
| (iii) by water harvesting—                                       |       |
| (A) up to 500 ML . . . . .                                       | 2.40  |
| (B) of any further amount . . . . .                              | nil   |
| (b) from John Goleby Weir—                                       |       |
| (i) up to announced allocation . . . . .                         | 9.60  |

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 SCHEDULE 3 (continued)

(ii) of the amount over 100% to 102.5% of announced allocation .....	19.20
(iii) of the amount over 102.5% to 105% of announced allocation .....	48.00
(iv) of the amount over 105% to 107.5% of announced allocation .....	96.00
(v) of the amount over 107.5% of announced allocation .....	192.00

**Cressbrook Creek Project**

<b>19.</b> For supply from the Cressbrook Creek Ground Water Area or from surface water .....	1.05
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**Callide Valley Project**

<b>20.(1)</b> For supply from ground water in the Callide Valley Ground Water Area, or from surface water—	
(a) up to announced allocation .....	6.10
(b) of the amount up to 20 ML over announced allocation	12.20
(c) of the amount over 20 to 50 ML over announced allocation .....	48.80
(d) of the amount over 50 ML over announced allocation	109.80
<b>(2)</b> For supply from ground water not in the Callide Valley Ground Water Area—	
(a) up to announced allocation .....	1.00
(b) of the amount up to 20 ML over announced allocation	12.20
(c) of the amount over 20 to 50 ML over announced allocation .....	48.80
(d) of the amount over 50 ML over announced allocation	109.80

**Boyne River Project**

<b>21.</b> For supply from a regulated section of the Boyne River—	
(a) up to announced allocation .....	9.60
(b) of the amount over announced allocation .....	19.20

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 SCHEDULE 3 (continued)
**Three Moon Creek Project****22. For supply—**

(a) from a regulated section of Three Moon Creek—	
(i) up to announced allocation . . . . .	9.60
(ii) of the amount over 100% to 110% of announced allocation . . . . .	12.10
(iii) of the amount over 110% to 120% of announced allocation . . . . .	24.20
(iv) of the amount over 120% of announced allocation . . . . .	48.40
(b) from ground water in the Three Moon Creek Ground Water Area—	
(i) up to announced allocation . . . . .	4.85
(ii) of the amount over 100% to 110% of announced allocation . . . . .	12.10
(iii) of the amount over 110% to 120% of announced allocation . . . . .	24.20
(iv) of the amount over 120% of announced allocation . . . . .	48.40

**Lake Dyer Project****23. For supply—**

(a) from a regulated section of Laidley Creek—	
(i) during a period of restricted flow . . . . .	18.10
(ii) during a period of unrestricted flow . . . . .	9.05
(b) from ground water in the Clarendon Ground Water Area . . . . .	9.05

## SCHEDULE 3 (continued)

**PART 7—WATER YEAR ENDING 31 AUGUST 1993**

	per ML \$
<b>Condamine Ground Water Area</b>	
<b>24. For supply—</b>	
(a) of the amount, not more than 130% of nominal allocation—	
(i) up to nominal allocation . . . . .	1.55
(ii) up to 10 ML over nominal allocation . . . . .	6.20
(iii) over 10 to 20 ML over nominal allocation . . . . .	12.40
(iv) over 20 to 40 ML over nominal allocation . . . . .	24.80
(v) over 40 to 60 ML over nominal allocation . . . . .	49.60
(vi) over 60 ML over nominal allocation . . . . .	74.40
(b) of the amount over 130% of nominal allocation . . . . .	74.40
 <b>Chinchilla Weir Project</b>	
<b>25. For supply—</b>	
(a) from a regulated section of the Condamine River . . . . .	11.15
(b) by water harvesting—	
(i) up to 500 ML . . . . .	2.80
(ii) of any further amount . . . . .	nil
 <b>Cunnamulla Weir Project</b>	
<b>26. For supply—</b>	
(a) up to announced allocation . . . . .	10.50
(b) of the amount over 100% to 125% of announced allocation . . . . .	21.00
(c) of the amount over 125% of announced allocation . . . . .	31.50

## SCHEDULE 3 (continued)

**Maranoa River Project****27.** For supply—

(a) up to announced allocation . . . . .	10.50
(b) of the amount over 100% to 125% of announced allocation . . . . .	21.00
(c) of the amount over 125% of announced allocation .	31.50

**PART 8—WATER YEAR ENDING 30 SEPTEMBER  
1993**

per ML  
\$

**Dumaresq River Project****28.** For supply—

(a) from a regulated section of a watercourse flowing from Glenlyon Dam—	
(i) other than by water harvesting—	
(A) up to announced allocation . . . . .	9.50
(B) of the amount over announced allocation	95.00
(ii) by water harvesting—	
(A) up to 500 ML . . . . .	2.40
(B) of any further amount . . . . .	nil
(b) from ground water in the Dumaresq Ground Water Area . . . . .	1.50

## SCHEDULE 3 (continued)

**PART 9—WATER YEAR ENDING 31 OCTOBER 1993**

	per ML \$
<b>Upper Condamine Project</b>	
<b>29. For supply—</b>	
(a) from a regulated section of Sandy Creek or the Condamine River—	
(i) other than by water harvesting . . . . .	11.15
(ii) by water harvesting—	
(A) up to 500 ML . . . . .	2.80
(B) of any further amount . . . . .	nil
(b) from a regulated section of the Condamine River North Branch—	
(i) other than by water harvesting . . . . .	17.45
(ii) by restricted water harvesting—	
(A) up to 500 ML . . . . .	7.20
(B) of the amount over 500 ML . . . . .	4.40
(iii) by general water harvesting—	
(A) up to 500 ML . . . . .	2.80
(B) of any further amount . . . . .	nil

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 SCHEDULE 3 (continued)

**PART 10—WATER YEAR ENDING 31 DECEMBER  
1993**

	per ML \$
<b>Bowen Ground Water Area</b>	
30. For supply .....	3.75
<b>Bowen/Broken Rivers Project</b>	
31. For supply from a regulated section of the Bowen River or Broken River .....	11.15



**SCHEDULE 4****MINIMUM ANNUAL CHARGES—IRRIGATION  
PROJECTS AND OTHER AREAS**

section 11

*Note to Schedule 4*

The minimum annual water charge payable by a person—

- (a) who owns land that is not within an irrigation area; and
- (b) who is licensed to take water for the land from a source mentioned in this Schedule;

is, in relation to the land, the greatest of the amounts mentioned in this Schedule for—

- (c) the sources in respect of which the person is licensed; and
- (d) if the land is in an irrigation project or ground water area—that irrigation project or ground water area.

**PART 1—WATER YEAR ENDING IN 1992****A watercourse**

1. The greater of—

- (a) an amount payable for the supply of 75% of nominal allocation;  
or
- (b) \$157.00.

## SCHEDULE 4 (continued)

**Ground water supply to an irrigation project or other area****2.** The greater of—

- (a) an amount payable for the supply of 75% of nominal allocation;  
or
- (b) \$78.50.

**PART 2—WATER YEAR ENDING IN 1993***Division 1—Channel Supply***Pie Creek Diversion Scheme****3.** The greater of—

- (a) an amount payable for the supply of 50% of nominal allocation;  
or
- (b) \$319.50.

*Division 2—Surface Water***Mary Valley Irrigation Project, Barker-Barambah Irrigation Project****4.** The greater of—

- (a) an amount payable for the supply of 50% of nominal allocation;  
or
- (b) \$159.75.

## SCHEDULE 4 (continued)

**John Goleby Weir, Buaraba Creek and Lockyer Creek**

5. The greater of—

- (a) an amount payable for the supply of 100% of nominal allocation;  
or
- (b) \$159.75.

**Any other watercourse**

6. The greater of—

- (a) an amount payable for the supply of 75% of nominal allocation;  
or
- (b) \$159.75.

***Division 3—Ground Water*****Barnes Ground Water Area**

7. The greater of—

- (a) an amount payable for the supply of 50% of nominal allocation;  
or
- (b) \$79.90.

**Any other irrigation project or area**

8. The greater of—

- (a) an amount payable for the supply of 75% of nominal allocation;  
or
- (b) \$79.90.

## SCHEDULE 5

### NOMINAL ALLOCATION CHARGES—IRRIGATION AREAS

	section 12
	per ML
	\$
<b>Burdekin River Irrigation Area</b>	
1.(1) For supply from a channel .....	250.00
(2) For supply from a regulated section of a watercourse ..	100.00
 <b>Dawson Valley Irrigation Area</b>	
2.(1) For supply from a channel .....	100.00
(2) For supply from a regulated section of a watercourse ..	100.00
 <b>Emerald Irrigation Area</b>	
3.(1) For supply from a channel .....	125.00
(2) For supply from a regulated section of a watercourse ..	125.00
 <b>Eton Irrigation Area</b>	
4.(1) For supply from a channel .....	250.00
(2) For supply from a regulated section of a watercourse ..	150.00
 <b>Lower Mary Irrigation Area</b>	
5.(1) For supply from a channel .....	100.00
(2) For supply from a regulated section of a watercourse ..	100.00

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 SCHEDULE 5 (continued)
**Mareeba-Dimbulah Irrigation Area**

<b>6.(1)</b> For supply from a channel .....	80.00
<b>(2)</b> For supply from a regulated section of a watercourse ..	80.00

**St. George Irrigation Area**

<b>7.(1)</b> For supply from a channel .....	300.00
<b>(2)</b> For supply from a regulated section of a watercourse ..	300.00

**SCHEDULE 6****NOMINAL ALLOCATION CHARGES—IRRIGATION  
PROJECTS**

section 12

	per ML \$
Barker-Barambah Project .....	100.00
Chinchilla Weir Project .....	300.00
Logan River Project .....	200.00
Lower Lockyer Project .....	250.00
Mary Valley Project .....	100.00
Proserpine River Project .....	100.00
Three Moon Creek Project .....	100.00
Upper Condamine Project .....	300.00
Warrill Valley Project .....	250.00

**SCHEDULE 7****SUGAR MILL ASSESSMENTS**

section 14

Irrigation Area	Rate of Assessment (per tonne of 94 net titre sugar) \$
Bundaberg .....	4.45
Burdekin River—	
(a) Giru Ground Water Area .....	2.80
(b) any other area .....	3.35
Eton .....	3.65
Lower Mary River .....	4.75

**SCHEDULE 8****DRAINAGE RATES**

section 15

Irrigation Area	Drainage Rate (per hectare)
	\$
Bundaberg .....	14.35
Burdekin River .....	14.35
Dawson Valley .....	14.35
Emerald .....	14.35
St George .....	14.35

**ENDNOTES**

1. Made by the Governor in Council on 5 November 1992.
2. Notified in the Gazette on 6 November 1992.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Primary Industries.