

Queensland



Subordinate Legislation 2003 No. 25

Water Act 2000

WATER AMENDMENT REGULATION (No. 2) 2003

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1 Short title

This regulation may be cited as the *Water Amendment Regulation (No. 2) 2003*.

2 Commencement

This regulation commences on 21 February 2003.

3 Regulation amended

This regulation amends the *Water Regulation 2002*.

4 Amendment of pt 2, div 1 (Implementing water resource plans)

Part 2, division 1—

renumber as division 1A.

5 Insertion of new pt 2, div 1

Part 2, before division 1A, as renumbered by this regulation—

insert—

‘Division 1—Water rights

‘3A Prohibition on taking or interfering with water—Act s 23

‘(1) Under section 23(2)(c) of the Act—

(a) irrigation is prohibited from—

(i) Yabba Creek from Borumba Dam to the creek’s junction with the Mary River; and

(ii) the Mary River between its junction with Yabba Creek and AMTD 180 km; and

(b) holders of interim water allocations to take water from Calico, McIntosh, Pie and Eel creeks are prohibited from taking water under the allocations.

‘(2) However, subsection (1) does not apply—

- (a) to the extent SunWater has approved the taking of credit water under the credit water operating rules;¹ or
- (b) to the extent the chief executive has approved the supply, by SunWater, of water to a maximum of 0.1 ML a week if—
 - (i) in the chief executive’s opinion, a water entitlement holder’s need for water is critical; and
 - (ii) the holder has not taken the total volume of water allowed to be taken under the holder’s entitlement.

‘3B Restriction on rate of taking water—Act s 23

‘Under section 23(2)(a) of the Act, an owner of land adjoining a watercourse mentioned in section 3A, who takes water from the watercourse for stock or domestic purposes, must not take the water at more than the rate of 0.025 ML a week.

‘3C Expiry of div 1

‘This division—

- (a) has effect for a period of 1 year; and
- (b) expires on 21 February 2004.’.

6 Repeal

The *Water (Mary River Water Supply Scheme—Emergency) Notice 2003* is repealed.

ENDNOTES

1. Made by the Governor in Council on 20 February 2003.
2. Notified in the gazette on 21 February 2003.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Natural Resources and Mines.

¹ A copy of the credit water operating rules may be found on SunWater’s website.

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