

## Application - Sub-divide or sub-divide and change nominated works for a water access licence 71P(1a)

Please refer to the accompanying [guide](#) and [fact sheet](#) to the Application to sub-divide a water access licence under section 71P (1) (a) and to make changes under section 71W of the *Water Management Act 2000* (WMA). For changes to sections 71O, 71R and 71S refer to the Application to change a water access licence.

If you wish to schedule a meeting, go to the [WaterNSW website](#) and complete the **pre-application meeting form** for your area.

Please ensure:

|                          |  |
|--------------------------|--|
| <input type="checkbox"/> | <p><b>Section A</b> – Must be fully completed with the following details</p> <ul style="list-style-type: none"> <li>• water access licence numbers</li> <li>• current share component units / ML</li> <li>• extraction component (times/ rates/ circumstances from aquifer/ river, etc., and Water Management Zone (WMZ)</li> </ul> <p><b>NOTE:</b> only one transaction is permitted in addition to subdivide in accordance with the Land Registry Service limitations.</p> |
| <input type="checkbox"/> | <p><b>Section B</b> – The applicant/s details provided in Section B must be all holders of the access licence. Details: Registered name on the access license, address, email address, contact number – must be provided for all applicants.</p>   |
| <input type="checkbox"/> | <p><b>Section C</b> – On the application form may be completed. The contact person for this application may be an applicant or a third party acting for the applicant.</p>   |
| <input type="checkbox"/> | <p><b>Section D</b> – Must be completed with the details of the sub-division of the water access licence.</p> <p><b>Note:</b> Carryover water allocation are limited to those water access licences in water sources that have water allocation accounts with separate accounting for allocations and carryover (applicable in some regulated rivers only). You must specify the division as a percentage.</p>   |
| <input type="checkbox"/> | <p><b>Section E</b> – May be completed for the sub-divided water access licence to add or remove nominated water supply work/s.</p>  |
| <input type="checkbox"/> | <p><b>Section F</b> – Signed by each holder of the water access licence. If the applicant is a company, the application is to be signed for and on behalf of the applicant by two company directors, a director and a company secretary, a sole director/secretary or a duly authorised officer. Select the position of the signatory or signatories.</p>  |
| <input type="checkbox"/> | <p><b>Section G</b> – Is to be completed if adding a nominated water supply works in Section E if each of the holders of the nominated approval are also not a holder of the water access licence listed in Section A.</p>   |
| <input type="checkbox"/> | <p>That this application form is scanned once signed by all applicants and posted to:<br/>WaterNSW PO Box 398, Parramatta, NSW 2124<br/>or emailed to <a href="mailto:Customer.Helpdesk@waternsw.com.au">Customer.Helpdesk@waternsw.com.au</a>.<br/>Please note that electronically submitted applications must copy in the email addresses of all applicants.</p>   |

If the dealing is granted, it does not take effect until the transaction has been registered in the Water Access Licence Register which is administered by NSW Land Registry Service. The applicant is responsible for registering a dealing with NSW Land Registry Service. Refer to the [guide](#) for further information.

**NOTE:** Your application may be rejected or delayed if the required information or application fee is not provided.

Do you wish to pay by credit card?

- Yes. → If yes, WaterNSW will contact you upon acceptance of the application for your credit card details.
- No. → A cheque or money order is attached.

**NOTE:** Once an application has been accepted by WaterNSW, the payment processed and a receipt issued, the application fees will not be refunded.

| <b>OFFICE USE ONLY</b> | <b>Office stamp</b>      |
|------------------------|--------------------------|
| Fee paid: \$           | Customer receipt number: |
| Officer signature:     | Date:                    |
| Application number:    | Acceptance date:         |

## SECTION A – Water access licence to be sub-divided

Complete this section with the details of the water access licence and share components.

|   |                                     |
|---|-------------------------------------|
| A1 Water access licence number  | A2 Current share component units/ML |
| A3 Extraction component (times/rates/circumstances; from aquifer/river etc.; and WMZ) |                                     |

## SECTION B – Water access licence holder/s details

List ALL registered names on the access license for holders of the water access licence which is to be sub-divided and all holders must sign the declaration (Section F). See the [guide](#) for further information. If there are more than four holders, photocopy/print additional copies of Section B and F complete and attach to this form.

Please note that applications submitted via email **must** include the email addresses of all listed applicants. If partners share an email, duplicate the email address, if necessary.

### Holder

|  |   |              |
|--|---|--------------|
| B1 Title (Mr. Mrs. Ms.)  | B2 Surname  | B3 D.O.B.    |
| B4 Full legal name/s (including middle name/s)                 |   |              |
| B5 Company/corporation name (if applicable)                    |   |              |
| B6 ACN (if applicable)   | B7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |              |
| B8 Position held (if applicable)                               |   |              |
| B9 Postal address  |   |              |
| B10 Town   | B11 State   | B12 Postcode |
| B13 Phone  | B14 Mobile phone  |              |
| B15 Email  |   |              |
| B16 If more than four holders, specify total number of holders |   |              |

### Additional holder (if applicable)

|  |   |              |
|--|---|--------------|
| B1 Title (Mr. Mrs. Ms.)                        | B2 Surname  | B3 D.O.B.    |
| B4 Full legal name/s (including middle name/s) |   |              |
| B5 Company/corporation name (if applicable)    |   |              |
| B6 ACN (if applicable)                         | B7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |              |
| B8 Position held (if applicable)               |   |              |
| B9 Postal address                              |   |              |
| B10 Town                                       | B11 State   | B12 Postcode |
| B13 Phone                                      | B14 Mobile phone  |              |
| B15 Email                                      |   |              |

**Additional holder (if applicable)**

|  |   |                  |
|--|---|------------------|
| B1 Title (Mr. Mrs. Ms.)                        | B2 Surname  | B3 D.O.B.        |
| B4 Full legal name/s (including middle name/s) |   |                  |
| B5 Company/corporation name (if applicable)    |   |                  |
| B6 ACN (if applicable)                         | B7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |                  |
| B8 Position held (if applicable)               |   |                  |
| B9 Postal address                              |   |                  |
| B10 Town                                       | B11 State   | B12 Postcode     |
| B13 Phone                                      |   | B14 Mobile phone |
| B15 Email                                      |   |                  |

**Additional holder (if applicable)**

|  |   |                  |
|--|---|------------------|
| B1 Title (Mr. Mrs. Ms.)                        | B2 Surname  | B3 D.O.B.        |
| B4 Full legal name/s (including middle name/s) |   |                  |
| B5 Company/corporation name (if applicable)    |   |                  |
| B6 ACN (if applicable)                         | B7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |                  |
| B8 Position held (if applicable)               |   |                  |
| B9 Postal address                              |   |                  |
| B10 Town                                       | B11 State   | B12 Postcode     |
| B13 Phone                                      |   | B14 Mobile phone |
| B15 Email                                      |   |                  |

## SECTION C – Nominated contact person

**NOTE:** If there is only one holder, you do not need to complete this section. If there are multiple holders and this section has not been completed, WaterNSW will assume the first holder listed on the form is the authorised contact person.

If a third party (such as a solicitor or broker) is acting on behalf of the water access licence holders, and they are to be considered the nominated contact, their details must be provided below.

### Nominated contact details (if applicable)

|  |   |                  |
|--|---|------------------|
| c1 Title (Mr. Mrs. Ms.)                        | c2 Surname  | c3 D.O.B.        |
| c4 Full legal name/s (including middle name/s) |   |                  |
| c5 Company/corporation name (if applicable)    |   |                  |
| c6 ACN (if applicable)                         | c7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |                  |
| c8 Position held (if applicable)               |   |                  |
| c9 Postal address                              |   |                  |
| c10 Town                                       | c11 State   | c12 Postcode     |
| c13 Phone                                      |   | c14 Mobile phone |
| c15 Email                                      |   |                  |

Listing a nominated contact person assists us in processing your application where there are multiple holders. We may need to contact the nominated contact person to discuss the details contained in your application. In addition, any request for additional information about your application will be sent to the nominated contact person. Any information provided by the nominated contact person will be relied upon by WaterNSW in considering this application. A delay in responding to any such request may result in your application being further delayed or refused.

The rights and liabilities arising in relation to this application is shared by all applicants and not limited to the nominated contact person. Any changes to any details of an application for an approval (except for minor changes to contact details of an applicant) or withdrawal of the application must be in writing and signed and dated by all holders. Further, the Notice of decision and conditions statement issued in relation to your application will be sent to all applicants.

## SECTION D – Proposed changes to the water access licence

Carryover water allocations are limited to those water access licences in water sources that have water allocation accounts with separate accounting for allocations and carryover (applicable in some regulated rivers only). You must specify the division as a percentage.

Complete this section with the details of the sub-division of the water access licence. If water access licences are to be split unevenly across more than three water access licences, photocopy/print additional copies of Section D, complete it and attach it to this form.

Complete only one of the sections below i.e., divided evenly or divided unevenly

### Water access licence and account water divided EVENLY

|  |
|--|
| D1 Divide the water access licence evenly across a number of new water access licences? <input type="checkbox"/> Yes <input type="checkbox"/> No |
| D2 Number of new water access licences   |

### Water access licence divided UNEVENLY

(completion of D3, D4 and D5 is **mandatory** for each new water access licence)

| Division of water access licence  | New water access licence 1 | New water access licence 2 | New water access licence 3 |
|---|----------------------------|----------------------------|----------------------------|
| D3 Share components (units/ML)  |                            |                            |                            |
| Division of water   | New water access licence 1 | New water access licence 2 | New water access licence 3 |
| D4 Current water allocation balance (%)<br><b>MUST BE COMPLETED</b>   |                            |                            |                            |
| D5 Carryover water allocation (limited to water access licences in water sources with water allocation accounts with separate accounting for allocations and carryover (applies to some regulated rivers only). Specify the division as a percentage. |                            |                            |                            |

Any new water access licences issued will be of the same category and will specify the same water source and water management area; extraction component and nominated works as the cancelled water access licence. To make changes to these components please complete Section E.

## SECTION E – Proposed changes to the new water access licence(s) – Adding or removing nominated works

Only complete this section if you require nominated water supply works to be added or removed from the new water access licences requested above in Section D.

Leave the sections below blank where a change is not required to the new water access licence/s.

If there are changes required to more than 3 new water access licences, photocopy/print additional copies of Section E, complete it and attach it to this form.

### Add a water supply work/group of water supply works under section 71W

Insert the number of the water supply work approvals for the water supply work to be added to each new water access licence. For approvals with more than one water supply work, you will be adding all water supply works listed on the approval.

| E3 Same water management area/water source      |                            |                            |
|---|----------------------------|----------------------------|
| New water access licence 1                      | New water access licence 2 | New water access licence 3 |
| 1   | 1                          | 1                          |
| 2   | 2                          | 2                          |
| E4 Different water management area/water source |                            |                            |
| New water access licence 1                      | New water access licence 2 | New water access licence 3 |
| 1   | 1                          | 1                          |
| 2   | 2                          | 2                          |

### Remove a water supply work/group of water supply works under section 71W

Insert the number of the water supply work approvals for the water supply works to be removed. For approvals with more than one water supply work, you will be removing all water supply works listed on the approval.

| E3 Same water management area/water source      |                            |                            |
|---|----------------------------|----------------------------|
| New water access licence 1                      | New water access licence 2 | New water access licence 3 |
| 1   | 1                          | 1                          |
| 2   | 2                          | 2                          |
| E4 Different water management area/water source |                            |                            |
| New water access licence 1                      | New water access licence 2 | New water access licence 3 |
| 1   | 1                          | 1                          |
| 2   | 2                          | 2                          |

## SECTION F – Declaration of applicant/s

Section F must be fully completed and signed by each holder of the water access licence that is being subdivided or other changes are being applied for. If it is not fully completed, WaterNSW will return the application to the applicant/s as an invalid application. Please refer to the accompanying [guide](#) and [fact sheet](#) for the sub-division and changing a nominated works for the water access licence for further information.

If there are multiple holders, please ensure that you retain signed copies of the completed application form for your records.

It is an offence, under section 344 of the *Water Management Act 2000*, to make a statement that you know to be false or misleading in, or in connection with, this application.

I/we, the undersigned applicants, acknowledge and agree:

1. that I/we apply to subdivide or subdivide and change the water access licence as described in this application
2. that this application will be determined in accordance with the *Water Management Act 2000* and any associated regulations or guidelines as in force from time to time, and that no right or entitlement shall arise pending determination of this application and that any such determination may be subject to conditions
3. that the authorised contact person (where applicable) has my permission to act for and on my behalf in relation to any aspect of this application unless otherwise notified by us, and that WaterNSW will rely on information provided by the authorised contact person in its consideration of this application
4. that the Crown in right of the State of New South Wales, including WaterNSW and its officers, employees, agents and successors ('the State'), accepts no liability in relation to any action, proceeding, claim, demand, cost, loss, damage or expense (including reasonable legal costs or expenses) arising directly or indirectly as a result of or in connection with this application or any act or omission of the State in connection with this application and I/we hereby agree to release and indemnify the State from and against any such action, proceeding, claim, demand, cost, loss, damage or expense to the fullest extent permitted by law
5. that all information contained in this application is accurate, true and complete in every detail and that the State will rely on such information
6. that I/we have read and understood the information contained in the WaterNSW privacy statement (below Section H)
7. that by entering a mobile phone number and/or email address, you consent to WaterNSW communicating with you electronically in relation to this application. Unless you indicate otherwise, all correspondence will be sent via email or SMS
8. that WaterNSW may collect, use and disclose my personal information as outlined in the WaterNSW privacy statement (below) and I consent to WaterNSW collecting, using and disclosing my personal information in accordance with the WaterNSW privacy statement
9. that I/we consent to WaterNSW sharing my personal information with NSW Government agencies or State-Owned Corporations from time to time
10. that the State does not provide any legal, financial or technical advice in connection with this application and that any such advice, if required, is to be obtained independently
11. that details about any licence arising out of this application will be recorded in the publicly available Water Access Licence Register pursuant to the *Water Management Act 2000*;



12. that if this application is incomplete, it will not be accepted; and that more information may be requested if it is considered that it would be relevant to the consideration of this application

**For applications made by individuals.**

I/We have read and understand the accompanying [guide](#) and [fact sheet](#) relating to sub-dividing and adding/removing a nominated water supply work to a water access licence.

|      |           |      |
|------|-----------|------|
| Name | Signature | Date |
| Name | Signature | Date |
| Name | Signature | Date |
| Name | Signature | Date |

**For applications made by a corporation.**

Executed for and on behalf of the applicant in accordance with section 127 of the *Corporations Act 2001* (Cth) or by its duly authorised officer. Where signing is undertaken by a duly authorised officer, please attach the authorisation for that duly authorised officer to this application form.

|                        |   |  |
|------------------------|---|--|
| c5 Name of corporation |   |  |
| c6 ACN (if applicable) | c7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |  |
| Position of signatory  | <input type="checkbox"/> company director<br><input type="checkbox"/> duly authorised officer           | <input type="checkbox"/> company secretary<br><input type="checkbox"/> sole director/secretary |
| Name of signatory      | Signature   | Date   |
| Position of signatory  | <input type="checkbox"/> company director<br><input type="checkbox"/> duly authorised officer           | <input type="checkbox"/> company secretary<br><input type="checkbox"/> sole director/secretary |
| Name of signatory      | Signature   | Date   |

## SECTION G – Declaration of NSW approval holders

Section G only needs to be completed if a water supply work approval is being added in Section E under section 71W and each holder of the approval listed is not also a holder of the water access licence listed in section A.

If completing, Section G must be fully completed and signed by each holder of the water supply work approval specified in Section E. If it is not fully completed, WaterNSW will return the application to the applicant/s as an invalid application. Please refer to the accompanying [guide](#) and [fact sheet](#) for the sub-division and changing a water access licence for further information.

If there are multiple holders, please ensure that you retain signed copies of the completed application form for your records.

It is an offence, under section 344 of the *Water Management Act 2000*, to make a statement that you know to be false or misleading in, or in connection with, this application.

I/We, the undersigned applicants, acknowledge and agree:

1. that I/we are the holder(s) of the approval/s referred to in Section E and consent to the works being nominated by means of which water credited to the water access licence specified in Section A may be taken
2. that this application will be determined in accordance with the *Water Management Act 2000* and any associated regulations or guidelines as in force from time to time, and that no right or entitlement shall arise pending determination of this application and that any such determination may be subject to conditions
3. that the authorised contact person (where applicable) has my permission to act for and on my behalf in relation to any aspect of this application unless otherwise notified by us, and that WaterNSW will rely on information provided by the authorised contact person in its consideration of this application
4. that the Crown in right of the State of New South Wales, including WaterNSW and its officers, employees, agents and successors ('the State'), accepts no liability in relation to any action, proceeding, claim, demand, cost, loss, damage or expense (including reasonable legal costs or expenses) arising directly or indirectly as a result of or in connection with this application or any act or omission of the State in connection with this application and I/we hereby agree to release and indemnify the State from and against any such action, proceeding, claim, demand, cost, loss, damage or expense to the fullest extent permitted by law
5. that all information contained in this application is accurate, true and complete in every detail and that the State will rely on such information
6. that I/we have read and understood the information contained in the WaterNSW privacy statement (below Section H)
7. that by entering a mobile phone number and/or email address, you consent to WaterNSW communicating with you electronically in relation to this application. Unless you indicate otherwise, all correspondence will be sent via email or SMS
8. that WaterNSW may collect, use and disclose my personal information as outlined in the WaterNSW privacy statement (below) and I consent to WaterNSW collecting, using and disclosing my personal information in accordance with the WaterNSW privacy statement
9. that I/we consent to WaterNSW sharing my personal information with NSW Government agencies or State-Owned Corporations from time to time

10. that the State does not provide any legal, financial or technical advice in connection with this application and that any such advice, if required, is to be obtained independently
11. that details about any licence arising out of this application will be recorded in the publicly available Water Access Licence Register pursuant to the *Water Management Act 2000*
12. that if this application is incomplete, it will not be accepted; and that more information may be requested if it is considered that it would be relevant to the consideration of this application.

**For applications made by individuals.**

I/We have read and understand the accompanying [guide](#) and [fact sheet](#) relating to sub-dividing and adding/removing nominated works to water access licences.

|      |           |      |
|------|-----------|------|
| Name | Signature | Date |
| Name | Signature | Date |
| Name | Signature | Date |
| Name | Signature | Date |

**For applications made by a corporation.**

Executed for and on behalf of the applicant in accordance with section 127 of the *Corporations Act 2001* (Cth) or by its duly authorised officer. Where signing is undertaken by a duly authorised officer, please attach the authorisation for that duly authorised officer to this application form.

|                        |   |  |
|------------------------|---|--|
| c5 Name of corporation |   |  |
| c6 ACN (if applicable) | c7 ABN (If you do not hold an ACN and are an organisation incorporated in NSW you must provide an ABN.) |  |
| Position of signatory  | <input type="checkbox"/> company director<br><input type="checkbox"/> duly authorised officer           | <input type="checkbox"/> company secretary<br><input type="checkbox"/> sole director/secretary |
| Name of signatory      | Signature   | Date   |
| Position of signatory  | <input type="checkbox"/> company director<br><input type="checkbox"/> duly authorised officer           | <input type="checkbox"/> company secretary<br><input type="checkbox"/> sole director/secretary |
| Name of signatory      | Signature   | Date   |

**SECTION H – Privacy statement**

The personal information you provide on this form will be used and protected in accordance with the WaterNSW Privacy Policy. The information is being collected by WaterNSW and will be used for purposes related to assessing and processing your application, or in connection with the operation of any approval granted, or for research-related purposes such as customer surveys. It may be used from time to time to contact you about services WaterNSW provides.

If an approval is granted, the *Water Management Act 2000* requires that various details relating to the approval are to be recorded in the Register of Water Access Licences kept by the Minister. Information recorded in the register is publicly available.

WaterNSW will not disclose your personal information unless authorised by law. The provision of this information is voluntary. However, if you choose not to provide the requested information, we will not be able to process your application. You have the right to request access to, and correct details of, your personal information held by the department. Further information regarding privacy can be obtained from the WaterNSW website at [waternsw.com.au](http://waternsw.com.au)

#### **SECTION I – Offences and suspension or cancellation**

It is an offence, under section 344 of the *Water Management Act 2000*, to make a statement that you know to be false or misleading in, or in connection with, this application. A Corporation found guilty of an offence against section 344 is liable to a penalty of \$2.002 million. An individual found guilty of an offence against section 344 is liable to a penalty not exceeding \$500,500. An approval and/or licence as applicable may be suspended or cancelled under the *Water Management Act 2000* in certain circumstances. These include if the holder of the approval is convicted of an offence under that Act.