

Application to change a water access licence

Use this application form to change a water access licence (WAL) under sections 71O, 71R, 71S or 71W of the *Water Management Act 2000* (the Act). A 'change' to a WAL may relate to one or more of the following:

- Conversion to a new category/ subcategory of WAL (s. 71O).
- Amendment of the share component of a WAL, to specify a different water source/ water management area (s. 71R).
- Amendment of the extraction component of a WAL (s. 71S)
- To nominate or withdraw a nomination for a water supply work (also applicable to intrastate and inter-state tagging) (s.71W).

If you intend to make any other types of changes to your WAL, you will need to complete a different application form.

WAL holders are advised to read the guide to this form. Step-by-step instructions on each section are included in the guide, which also lists options for submitting this application and application fees. Information on fees is also available on the WaterNSW website at www.waternsw.com.au.

You can complete this form by typing in the text fields or writing using a black/blue ink pen using BLOCK capitals.

SECTION A: Water Access Licence (WAL) to be changed

A1 WAL number	A2 WAL share component	units/ML
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SECTION B: Holder details

List all holders – photocopy and attach extra pages if necessary.

First holder

B1 Title (<i>Mr, Mrs, Ms</i>)	B2 Surname	B3 Given name(s)	
B4 Corporation name (<i>if applicable</i>)			
B5 ACN (<i>if applicable</i>)		B6 Position held (<i>if applicable</i>)	
B7 Address			
B8 Town	B9 State	B10 Postcode	B11 Country
B12 Phone		B13 Alternate phone	
B14 Fax	B15 Email		

Second holder (if applicable)

B16 Title (<i>Mr, Mrs, Ms</i>)	B17 Surname	B18 Given name(s)	
B19 Corporation name (<i>if applicable</i>)			
B20 ACN (<i>if applicable</i>)		B21 Position held (<i>if applicable</i>)	
B22 Address			
B23 Town	B24 State	B25 Postcode	B26 Country
B27 Phone		B28 Alternate phone	
B29 Fax	B30 Email		

B31 If more than two holders, specify total number of holders: _____

OFFICE USE ONLY	Fee paid: \$	Customer receipt number:	Office Stamp
	Officer signature:	Date:	
	Application number:	Acceptance date:	

SECTION C: Authorised contact person (*optional*)

The person specified below is authorised to amend this application, clarify information in this application, or provide additional information to WaterNSW in relation to this application on behalf of all holders.

Nominating an authorised contact person is optional. However, if no contact person is authorised and WaterNSW requires further information in connection with this application, delays may occur as all the holders may be required to approve the additional or varied information.

c ₁ Title (<i>Mr, Mrs, Ms</i>)	c ₂ Surname	c ₃ Given name(s)	
c ₄ Address			
c ₅ Town	c ₆ State	c ₇ Postcode	c ₈ Country
c ₉ Phone		c ₁₀ Alternate phone	
c ₁₁ Fax	c ₁₂ Email		

SECTION D: Proposed change(s) to WAL

Leave blank where no change is proposed.

D ₁ Change category (s. 71O)* * See Notes to D1 below.	Category:		
	Subcategory:		
D ₂ Change share component (s. 71R)* * See Notes to D2 below	Water management area:		
	Water source:		
D ₃ Change extraction component (s. 71S) on next page >>>			
D ₃ Change extraction component (s.71S)* * See Notes to D3 below.	Times, rates or circumstances:		
	Areas or locations (zone/ sub-zone):		
D ₄ Add or remove nominated water supply work/s (s. 71W)* Applicable to intrastate and interstate tagging <i>For more works, copy and attach an extra page.</i>	ADD a water supply work / group of water supply works		
	Same water management area / water source:		
	1.	2.	3.
	NSW water tagging zone		
	1.	2.	3.

* See Notes to D4 below.	Interstate water tagging zone		
	1.	2.	3.
	REMOVE a water supply work / group of water supply		
	Same water management area / water source		
	1.	2.	3.
	NSW water tagging zone		
	1.	2.	3.
	Interstate water tagging zone		
	1.	2.	3.

Notes to D1

This is to apply for the cancellation of the WAL specified in Section A and the grant of a new WAL of the category or subcategory specified in D1 above, under section 71O of the Act.

Notes to D2

This is to apply for the cancellation of the WAL specified in Section A and the grant of a new WAL with a share component specifying a different water source or water management area as specified in D2 above, under section 71R of the Act.

Notes to D3

This is to apply to amend the extraction component of the WAL specified in Section A as specified in D3 above, to vary the times, rates or circumstances with respect to the taking of water under the WAL, or to vary the areas or locations specified in the WAL as the Areas or locations (this may include a different zone or sub-zone) from which water may be taken under the WAL under section 71S of the Act.

Notes to D4

This is to apply to amend the WAL specified in Section A, under section 71W of the Act, to:

- add the water supply work / group of water supply works specified in D4 above, as a work / group of works by means of which water allocations under the WAL may be taken; or
- remove the water supply work / group of water supply works specified in D4 above, as a work / group of works by means of which water allocations under the WAL may be taken.

In D4, insert the number of the water supply work approval/s for the water supply work/s to be added or removed. For approval/s with more than one water supply work, you will be adding or removing all water supply works that are listed on the approval.

SECTION E: Declaration

Photocopy and attach extra pages if more than two WAL holders.

I/We, the undersigned holder/s, acknowledge and agree:

- a) that I/We apply to change the water access licence described in this application
- b) 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
- c) 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
- d) that all information contained in this application is accurate, true and complete and that the State will rely on such information
- e) 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
- f) that details about any change to a water access licence arising out of this application will be recorded in the publicly available Water Access Licence Register, pursuant to the *Water Management Act 2000*.

For applications made by individuals

E1 Name	Signature	Date
Name	Signature	Date

For applications made by a corporation

Executed for and on behalf of the holder/s in accordance with section 127 of the *Corporations Act 2001* Cth (if a company) or by its duly authorised officer (for other types of corporation):

E2 Name of corporation		
E3 Position of signatory		
E4 Name of signatory	Signature	Date
E5 Position of signatory		
E6 Name of signatory	Signature	Date

SECTION F: Declaration of NSW approval holder(s)

Note: This section concerns holders of NSW water supply work approvals only and only needs to be completed if:

- you are applying to amend the WAL specified in Section A above to add a water supply work / group of water supply works by means of which water allocations under the WAL may be taken; and
- each holder of the approval listed in Section D is not also a holder of the WAL listed in Section A.

This section does not need to be completed if you are applying to amend the WAL specified in Section A above to remove a water supply work/group of water supply works.

Photocopy and attach extra pages if there is more than one approval or more than two approval holders.

I/We, the undersigned, acknowledge and agree:

- a) that I/We are the holder(s) of the approval referred to at F1 below
- b) that I/We consent to the water supply work(s) listed on the approval being nominated as work(s) by means of which water credited to the water access licence specified in Section A may be taken
- c) that all information contained in this application relating to the approval(s) is accurate, true and complete and that the Crown in right of the State of New South Wales, including WaterNSW and its officers, employees, agents and successors ('the State') will rely on such information 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
- e) that details about the approval(s), may be recorded in the publicly available Water Access Licence Register, pursuant to the *Water Management Act 2000*.

F1 Approval no:

For NSW approvals held by individuals:

F2 Name	Signature	Date
Name	Signature	Date

For NSW approvals held by a corporation: Executed for and on behalf of the approval holder in accordance with section 127 of the Corporations Act 2001 Cth (if a company) or by its duly authorised officer (for other types of corporation):

F3 Name of corporation		
F4 Position of signatory		
F5 Name of signatory	Signature	Date
F6 Position of signatory		
F7 Name of signatory	Signature	Date

Privacy note

The personal information you provide in this form will be treated in accordance with the *Privacy and Personal Information Protection Act 1998*, under which you have rights of access and correction. Your personal information will be used for assessing and processing your application or in connection with the operation of any WAL granted and may be disclosed to State or Commonwealth public authorities and other parties: (i) for any of the above mentioned purposes; or (ii) for research related purposes; or (iii) as required by law. If a WAL is granted, the *Water Management Act 2000* requires that various details relating to the WAL are to be recorded in the Water Access Licence Register kept by the Minister. Information recorded in the Water Access Licence Register is publicly available.

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 a material particular in, or in connection with, this application. A corporation found guilty of an offence against section 344 is liable to a penalty not exceeding \$1.1 million. An individual found guilty of an offence against section 344 is liable to a penalty not exceeding \$247,500.

A WAL may be suspended or cancelled, under section 78 of the *Water Management Act 2000*, if: (a) the holder of the WAL has failed to comply with any term or condition to which the licence is subject, (b) the holder of the licence has been convicted of an offence against the Act or the regulations, (c) if any fees, charges or civil penalties in respect of the licence have not been paid, whether or not those fees, charges or civil penalties were incurred by the current holder of the licence, (d) the holder of the licence has failed to comply with any direction given to the holder under this Act in connection with the licence, or (e) the licence was granted as a result of false, misleading or materially inaccurate information supplied by or on behalf of the applicant.