


Application form

Amended water supply work approval Inactive works

March 2019 Natural Resources Access Regulator



This application form is for the amendment of a water supply work approval to:

- **specify the authorised work is *inactive*, or**
- **withdraw the work's *inactive* status.**

Water supply work approvals allow you to construct and use a work which takes water from a river, lake or aquifer. Examples of water supply works are water pumps, water bores, dams, weirs, irrigation channels, banks and levees.

A water supply work approval may specify that the authorised work is 'inactive' if:

1. the work was constructed to take water from a surface water source, such as a river or lake, and
2. the work is not capable of taking water.

Why have an 'inactive' work?

Approval holders who are not using an authorised water supply work to take water may wish to amend their approval to specify that their work is 'inactive' so they do not need to comply with any mandatory condition on the approval that metering equipment be installed, used and properly maintained.

This 'inactive' status can be withdrawn by amending the approval.

Who can apply?

An approval holder can apply for the amendment of their water supply work approval to specify that the work is 'inactive', or to withdraw that specification.

Who can use this application form?

Responsibilities for granting and managing water supply work approvals are shared between NRAR in the Department of Industry – Lands and Water Division and WaterNSW.

This application form is for use by our department's customers:

- Government agencies, including other NSW government agencies, local councils and the Commonwealth
- State-owned corporations
- Water utilities, water supply authorities and licensed network operators under the *Water Industry Competition Act 2006*
- Mining activities
- Irrigation corporations
- Schools and hospitals
- Aboriginal communities and businesses.

If you are not our department's customer, your one stop shop for licensing services including water supply work approvals is WaterNSW. Go to <https://www.waternsw.com.au/>

OFFICE USE ONLY	Fee paid: Officer signature: Application number:	Customer receipt number: Date: Acceptance date:
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How to use this application form

Information about how to use this application form is provided in the *Guide to the application form to amend a water supply work approval to specify the work is inactive*.

How to complete and submit this application form

Information about how to complete and submit this application form is provided in the fact sheet *How to complete and submit an application form*.

Section A: Applicant details

List all applicants – photocopy and attach extra pages if more than two applicants.

First applicant

A1 Title <i>(Mr, Mrs, Ms)</i>	A2 Surname	A3 Given name(s)	
A4 Corporation name <i>(if applicable)</i>			
A5 ACN <i>(if applicable)</i>		A6 Position held <i>(if applicable)</i>	
A7 Address			
A8 Town	A9 State	A10 Postcode	A11 Country
A12 Phone		A13 Alternate phone	
A14 Fax			
A15 Email			

Second applicant (if applicable)

A16 Title <i>(Mr, Mrs, Ms)</i>	A17 Surname	A18 Given name(s)	
A19 Address			
A20 Town	A21 State	A22 Postcode	A23 Country

A24 If more than two applicants, specify total number of applicants:
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Section B: Contact person for application

NOTE: If there is only one applicant you do not need to complete this section.

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

Section C: Pre-application discussion

Has there has been a pre-application discussion with NRAR? (*Tick the box*)

c1 No

c2 Yes

c3 It took place on

c4 with the assistance of

Section D: Approval details

D1 Approval number:
D2 How many water supply works does the approval authorise? (<i>Tick the box</i>) <input type="checkbox"/> 1 work - go to Section E <input type="checkbox"/> More than 1 work - go to next question
D3 Which work/s does this application relate to? (<i>Tick the box</i>) <input type="checkbox"/> All works authorised by the approval - go to Section E <input type="checkbox"/> Some works authorised by the approval - go to next question
D4 Identify which work/s this application relates to by specifying the work number listed on the approval (e.g. Work 1, Work 2)

Section E: Amendment details

E1 Select which type of amendment you are applying for: (<i>Tick the box</i>) <input type="checkbox"/> Specify the work/s is inactive – go to Section F <input type="checkbox"/> Withdraw specification that the work/s is inactive – go to section G

Section F: Evidence the work/s is incapable of taking water

F1 Describe the evidence you are providing with this application to demonstrate that the work/s is incapable of taking water from the water source.

Section G: Declaration of applications

Each applicant must sign Section G.

Photocopy/print multiple copies of the entire form after Sections A to F have been completed (before anyone signs Section G) if there are more than two applicants.

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

- a) that I/We apply for an amended water supply work approval as 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 application contact (where applicable) has my/our permission to act for and on my behalf in relation to any aspect of this application unless otherwise notified by me/us, and that the department will rely on information provided by the application contact in its consideration of this application;
- d) that the Crown in right of the State of New South Wales, including the department 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;
- e) that all information contained in this application is accurate, true and complete and that 'the State' will rely on such information;
- f) 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;
- g) that details about any approval arising out of this application will be recorded in the publicly available Register of Water Approvals pursuant to the *Water Management Act 2000*;
- h) that if this application is incomplete it may not be accepted; and
- i) 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

G1 Name	Signature	Date
Name	Signature	Date

Application form – Amendment of water supply work approval to specify the work is *inactive*

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* (if a company) or by its duly authorised officer (for other types of corporation):

G2 Name of corporation			
G3 Position of signatory	<input type="checkbox"/> Company director	<input checked="" type="checkbox"/> Company secretary	<input type="checkbox"/> Duly authorised officer (Tick the box)
G4 Name of signatory	Signature	Date	
G5 Position of signatory	<input type="checkbox"/> Company director	<input type="checkbox"/> Company secretary	<input type="checkbox"/> Duly authorised officer (Tick the box)
G6 Name of signatory	Signature	Date	

Section H: Payment of application fee

H1 Specify method of payment for application fee	<input type="checkbox"/> Credit card	<input type="checkbox"/> Direct deposit
H2 Payee's name		
H3 Payee's contact number		

Privacy statement

The personal information you provide on this form is subject to the *Privacy & Personal Information Protection Act 1998*.

It is being collected by the department 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 the department provides.

The department will not disclose your personal information to anybody else 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 NSW Department of Industry website at www.industry.nsw.gov.au/privacy

Offences and penalties

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 not exceeding \$2.002 million. An individual found guilty of an offence against section 344 is liable to a penalty not exceeding \$500,500.

An access licence or approval may be suspended or cancelled under the *Water Management Act 2000* in certain circumstances. These include if the holder of the licence or approval is convicted of an offence under that Act.