



# Statement of Conditions

as at *Wednesday, 24 February 2016*  
Issued under Water Management Act 2000

**WAL number** 30283

**Reference number** 80AL715991

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### Contact for service of documents

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**Name** ORANGE CITY COUNCIL

**Address** Att: Water Management Officer  
PO Box 35  
ORANGE NSW 2800

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### All holders

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**Name(s)** ORANGE CITY COUNCIL

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### Licence details

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**Water source** LACHLAN FOLD BELT MDB GROUNDWATER SOURCE

**Water sharing plan** NSW MURRAY DARLING BASIN FRACTURED ROCK GROUNDWATER SOURCES

**Management zone** LACHLAN FOLD BELT MDB (OTHER) MANAGEMENT ZONE

**Category** AQUIFER[TOWN WATER SUPPLY]

**Share component** 182 MLs

**Nominated work(s)** 80CA715992

**Tenure type** Specific Purpose

## Conditions

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The water access licence with Reference No 80AL715991 is subject to the following conditions:

### Plan conditions

#### Water sharing plan

#### *NSW Murray Darling Basin Fractured Rock Groundwater Sources*

#### Take of water

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##### **MW0716-00001**

The maximum volume of water that may be taken under this licence in any water year must not exceed a volume equal to:

- (A) the sum of water allocations accrued to the water allocation account for this licence from available water determinations in that year; plus
- (B) the water allocations carried over from the water year prior to that water year; plus
- (C) the net amount of any water allocations assigned to or from the water allocation account for this licence under section 71T of the Act; plus
- (D) any water allocations re-credited to the water allocation account for this licence in accordance with section 76 of the Act in that water year.

##### **MW0631-00001**

Water must not be taken under this access licence otherwise than in compliance with the conditions of the nominated water supply work approval.

#### Monitoring and recording

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##### **MW0633-00001**

The licence holder must record the following in the logbook:

- (i) each date and period of time during which water is taken under this licence;
- (ii) the volume of water taken on that date;
- (iii) the water supply work approval number of the water supply work used to take the water on that date;
- (iv) the purpose or purposes for which the water taken on that date.

##### **MW0635-00001**

The licence holder must record the following in the logbook:

- (vii) the volume of water taken in any water year from 1 July 2011, by comparison to the maximum volume of water permitted to be taken in that water year.

##### **MW0639-00001**

When directed by the Minister by notice in writing, the licence holder of an access licence that nominates only a metered water supply work with a data logger must keep a logbook in accordance with any requirements that are specified in the notice.

##### **MW0636-00001**

The licence holder must produce the logbook to the Minister for inspection, when requested.

**MW0632-00001**

The licence holder must keep a log book, except where the access licence nominates only a metered work with a data logger. A "logbook" means a written record, kept in hard copy or electronic form, which accurately records all information required to be kept for this licence.

**MW0637-00001**

The licence holder must retain the information required to be recorded in the logbook for 5 years from the date to which that information relates.

**Reporting****MW0831-00001**

The licence holder must notify the Minister, in writing, immediately upon becoming aware of a breach of any condition of this licence. Note: a notification does not authorise a breach, or continuing breach, of a condition of this licence.

**Additional conditions****MW0718-00001**

The maximum water allocation that may be carried over in the water allocation account for this access licence from one water year to the next is either:

- (A) 10 % of the access licence share component for access licences with share components expressed as ML/year; or
- (B) 0.1 ML per unit share of access licence share component for access licences with share components expressed as a number of unit shares.

**Other conditions**

*No other conditions applicable*

**Glossary**

**available water determination** - An Available water determination (AWD) is a water allocation which specifies the amount of water that can be taken during the water year. AWDs are made for each access licence category in each water source. AWDs are defined under the Water Management Act 2000, s. 59.

**cease to take** - Cease to take conditions means any condition on this approval, or on the access licence under which water is proposed to be taken, that prohibits the taking of water in a particular circumstance.

**logbook** - A logbook is a document, electronic or hard copy, that records specific required information.

**metered water supply work** - A metered water supply work is a water supply work fitted with a data logger and a water meter that complies with Australian Standard AS 4747: Meters for non-urban water supply.

**share component** - The share component is the specified shares in the available water within a particular water management area.

**water year** - A water year starts on 1 July and ends on 30 June in the following year.

**General Notes**

All conditions on a water access licence require compliance. An appeal to the Land and Environment Court against a decision to impose certain conditions on an approval can be made within 28 days after the date the decision is made. Conditions identified with the first letter "D" are those that can be appealed during the appeal period.

Certain dealings and other matters relating to this water access licence or a holding in this water access licence must be registered in the Access Register in accordance with section 71A of the *Water Management Act 2000*. For information about the Access Register, contact Land and Property Information (<http://www.lpi.nsw.gov.au>).



### Approval details

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Approval number	80CA715992
Status	CURRENT*
Approval kind	Water Supply Works Water Use
Water sharing plan	NSW MURRAY DARLING BASIN FRACTURED ROCK GROUNDWATER SOURCES
Date of effect	09/Mar/2012
Expiry date	08/Mar/2017
Approval holder(s)	Schedule 1
Water supply works	Schedule 2
Water use	Schedule 3
Conditions	Schedule 4

### Contact for service of documents

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Name	ORANGE CITY COUNCIL
Address	Att: Water Management Officer PO Box 35 ORANGE NSW 2800

\* Note: An approval has effect for such period as is specified in the approval, or if the period is extended under section 105, that extended period. If an application for extension of an approval is lodged before the approval expires, the term of the expiring approval is extended until either the date of the final decision on the application, or a date fixed by the Minister for the approval, whichever is the later date. An approval which has expired can be the subject of an application to extend it but it needs to be accompanied by a statutory declaration of the reasons for the delay in making the application. If the Minister accepts these reasons the term of the approval is taken to have been extended, and the application may be dealt with, as if the application had been made before the approval expired.

It is an offence under the Water Management Act 2000 to breach a term or condition of the approval or to construct and use works to which the approval does not relate. It is also an offence to use works the subject of an approval if the approval has expired, been surrendered or cancelled.

**Schedule 1 - Approval holders**

The holders of this approval are:

**Approval holder(s)**

**ACN (if applicable)**

ORANGE CITY COUNCIL

**Important notice - change of landholder or contact**

Please advise the Office in the event of any of the following, as soon as practicable:

- If there is a change in the ownership or occupation of the land benefited by this approval (see Schedule 2). Under the Water Management Act 2000, an approval is typically held by the owner or lawful occupier of the benefited land. Consequently, a change in occupation may cause a change in your legal obligations as an approval holder.\*
- If there is a change to the contact person. You will be required to lodge a written statement signed by all the holders.\*
- If there is a change to the mailing address for the nominated contact person. This should be done by the contact person in writing.

*\* An updated Statement of Approval will be issued free of charge*



**Schedule 2 - Water supply works**

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**Part A: Authorised water supply works**

Subject to the conditions of this approval, in relation to each numbered work in the table, the holders of this approval are authorised to construct and use a water supply work of the type shown at the location specified:

**Work 1**

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<b>Specified work</b>	BORE
<b>Specified location</b>	532//1006591            Whole Lot
<b>Management zone (if applicable)</b>	LACHLAN FOLD BELT MDB (OTHER) MANAGEMENT ZONE
<b>Water source</b>	LACHLAN FOLD BELT MDB GROUNDWATER SOURCE
<b>Water sharing plan</b>	NSW MURRAY DARLING BASIN FRACTURED ROCK GROUNDWATER SOURCES

**Work 2**

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<b>Specified work</b>	BORE
<b>Specified location</b>	225//253232            Whole Lot
<b>Management zone (if applicable)</b>	LACHLAN FOLD BELT MDB (OTHER) MANAGEMENT ZONE
<b>Water source</b>	LACHLAN FOLD BELT MDB GROUNDWATER SOURCE
<b>Water sharing plan</b>	NSW MURRAY DARLING BASIN FRACTURED ROCK GROUNDWATER SOURCES

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**Schedule 3 - Water Use**

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Subject to the conditions of this approval, the holder(s) of this approval is authorised to use water for the following purpose(s) and location(s):

**Purpose 1**

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**Specified purpose**

TOWN WATER SUPPLY

**Specified location**

532//1006591  
225//253232



## Schedule 4 - Conditions

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The approval is subject to the following conditions:

### Plan conditions

#### Water sharing plan

#### *NSW Murray Darling Basin Fractured Rock Groundwater Sources*

### Water management works

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MW0580-00001

This approval shall lapse if the construction of the water supply work is not completed within three years of the date of issue of this approval.

MW0575-00001

The approval holder must ensure that if the water supply work is abandoned or replaced that it is decommissioned in compliance with the minimum requirements for decommissioning bores prescribed in the Minimum Construction Requirements for Water Bores in Australia, 2003, ISBN 1 92029 2009 9 as amended or replaced from time to time, unless otherwise directed by the Minister in writing.

MW0576-00001

Within 2 months of decommissioning of the water supply work, the approval holder must notify the Minister in writing that the work has been decommissioned.

MW0581-00001

If during the construction of the water supply work, saline or contaminated water is encountered above the production aquifer, the approval holder must:

- (i) notify the Minister within 48 hours of becoming aware of the water;
- (ii) take all reasonable steps to minimise contamination and environmental harm;
- (iii) ensure that such water is sealed off by inserting casing to a depth sufficient to exclude the saline or contaminated water from the work, and, if specified by the Minister, placing an impermeable seal between the casing(s) and the walls of the work from the bottom of the casing to ground level as specified by the Minister; and
- (iv) comply with any requirements specified by the Minister.
- (v) the above requirements do not apply where the water supply work is being constructed for the purpose of taking saline water through a salinity or water table management access licence and the only contaminated water encountered is saline water.

Note - it is an offence under the Protection of the Environment Operations Act 1997 to pollute waters.

### Monitoring and recording

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MW0715-00001

The licence holder must retain the information required to be recorded in the logbook for 5 years from the date to which that information relates.

**MW0777-00001**

The approval holder must keep a logbook, except where the water supply work is metered with a data logger. A "logbook" means a written record, kept in hard copy or electronic form, which accurately records all information required to be kept for this approval.

**MW0779-00001**

The approval holder must record the following in the logbook:

- (i) each date and period of time on which water was taken using the water supply work;
- (ii) the volume of water taken on that date;
- (iii) the access licence number of the access licence under which water was taken on that date, or, if water was taken under some other authority (such as basic landholder rights entitlement), the authority under which water was taken
- (iv) the purpose or purposes for which the water taken on that date was used;
- (v) details of any cropping carried out using the water taken through the water supply work including the type of crop, area cropped, and dates of planting and harvesting;
- (vi) where metering equipment has been installed for use in connection with the water supply work, the meter reading before water is taken;
- (vii) where metering equipment has not been installed for use in connection with the water supply work, details of all pumping Activities for the water supply work including pump running hours, pump power usage or pump fuel usage, pump start and stop times for water taken and pump capacity per unit of time;
- (viii) any other information required to be recorded in the logbook as specified by the Minister.

**MW0714-00001**

The licence holder must produce the logbook to the Minister for inspection, when requested

**MW0776-00001**

When directed by the Minister by notice in writing, the approval holder must have metering equipment installed that meets the following requirements:

- (i) the metering equipment must accurately measure and record the flow of all water taken through the water supply work;
- (ii) the metering equipment must comply with the Australian technical specification ATS 4747, m for non-urban water supply as may be updated from time to time;
- (iii) the metering equipment must be operated and maintained in a proper and efficient manner at all times;
- (iv) the metering equipment must be sited and installed at a place in the pipe, channel or conduit between the groundwater source and the first discharge outlet. There must be no flow of water into or out of the pipe, channel or conduit between the groundwater source and the metering equipment;
- (v) any other requirements as to type, standard or other criteria for the metering equipment, as specified by the Minister.

### Reporting

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**MK0577-00001**

Within two months of completion of the construction of a new water supply work, or within two months after the issue of an approval for a new water supply work, the approval holder must submit to DPI Water the approved form completed with all relevant details including:

- a) the name and licence number of the driller who constructed the water supply work;
- b) the details of geology and construction of the water supply work;
- c) details of the location of the water supply work on a copy of the Lot and Deposited Plan, its geographical reference accurate to +/- 5 m, and the respective distance(s) of the water supply work from the property boundaries; and
- d) if the Minister has requested any water analysis and/or pumping tests to be carried out, details of the water analysis and/or pumping tests required by the Minister.

**MW0579-00001**

When directed by the Minister by notice in writing, the approval holder must provide a report, in the form specified in the notice, detailing the quality of any water obtained using the water supply work.

### **Other conditions**

#### **Water management works**

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**DK1198-00001**

The approval holder must allow DPI Water or any person authorised by it, full and free access to the works, either during or after construction, for the purpose of carrying out inspection or test of the works and its fittings and shall carry out any work or alterations deemed necessary by the department for the protection and proper maintenance of the works, or the control of the water extracted and for the protection of the quality and the prevention from pollution or contamination of sub-surface water.

**DK1208-00001**

The approval holder must not construct or install works used for the purpose of conveying, distributing or storing water from the works authorised by this approval, that obstruct the reasonable passage of floodwaters flowing in, to, or from a river or lake.

#### **Additional conditions**

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**DK1207-00001**

The approval holder must not allow any tailwater/ drainage to discharge into or onto:

- any adjoining public or crown road;
- any other persons land;
- any crown land;
- any river, creek or watercourse;
- any native vegetation as described under the Native Vegetation Conservation Act 1997 or Native Vegetation Act 2003;
- any wetlands of environmental significance.

**NS17864**

The pump suction level for the bore should not be deeper than 54m below ground level which is equivalent to the trigger level 3 as per the bore impact management plan.

**NS17865**

In the event of adverse impacts on existing groundwater users the licence holder is required to implement mitigation plans as per the bore impact management plan.

**NS17970**

The pump suction level for the bore should not be deeper than 28m below ground level which is equivalent to trigger level 3 as per the bore impact management plan

**NS17971**

In the event of adverse impact on existing groundwater users, the licence holder is required to implement mitigation plans as per the bore impact management plan.

**Glossary**

**form A** - Form A is the form supplied to the approval holder by the driller at completion of the work. It includes details of location and construction of the bore, and quality of the bore water. All sections must be completed before the approval holder signs the form.

**logbook** - A logbook is a document, electronic or hard copy, that records specific required information.

**metered water supply work** - A metered water supply work is a water supply work fitted with a data logger and a water meter that complies with Australian Standard AS 4747: Meters for non-urban water supply.

**General Notes**

All conditions on an approval require compliance. An appeal to the Land and Environment Court against a decision to impose certain conditions on an approval can be made within 28 days after the date the decision is made. Conditions identified with the first letter "D" are those that can be appealed during the appeal period.

The words in this approval have the same meaning as in the *Water Management Act 2000*

**Note: The words in this approval have the same meaning as in the WMA**

**END OF STATEMENT**