

Annexure 'A'

Questions relating to surface water dealings in the NSW Murray Darling Basin

Answer the following questions only if the dealing is for surface water in the NSW Murray Darling Basin.

Information on surface water dealings, including checking if a WAL is for a surface water source in the NSW Murray Darling Basin can be found at www.water.nsw.gov.au. Go to Water Management > Law and Policy > National reforms > Murray-Darling Basin Plan. Refer to the 'Three percent limit on surface water buybacks for environmental purposes' section.

The following answers relate to Water Access Licence: WAL_____

(Note: If there is more than one Water Access Licence affected, a separate annexure for each Water Access Licence must be answered).

1: Location of water use (applicant - share component to be increased)

1.1 Do you propose to use the water associated with the transferred shares in New South Wales?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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2: Purpose of water use (applicant - share component to be increased)

2.1 Is the water associated with the transfer to be used for irrigation, industry, town water supply or recreation? If Yes, go to 2.2. If No, go to 2.3	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2.2 Will the water be used in accordance with a use approval <i>under the Water Management Act 2000</i> which authorises the use of water for irrigation, industry, town water supply or recreation? If Yes, go to Certification. If No, go to 2.3.	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2.3 Will water obtained as a result of this dealing be used for: <ul style="list-style-type: none">• an approved transitional Part 3A project, or• State significant development for which consent has been granted under Part 4, or• State significant infrastructure for which approval has been granted under Part 5 of the NSW <i>Environmental Planning and Assessment Act 1979</i>, or a project approved under equivalent interstate legislation? Or: Will water obtained as a result of this dealing be used for a purpose for which a development consent is in force under the <i>Environmental Planning and Assessment Act 1979</i> , other than the use of water for power generation by a major utility? If Yes, go to Certification. If No, go to Section 2.4	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2.4 Is the water associated with the transferred shares to be used for: <ul style="list-style-type: none">• domestic consumption or stock watering, or• Aboriginal cultural purposes, or• an environmental purpose in accordance with a plan approved by the Minister under section 8E (7) of the <i>Water Management Act 2000</i>? If Yes, go to Certification. If No, go to Section 3.1	<input type="checkbox"/> Yes	<input type="checkbox"/> No

The following answers relate to Water Access Licence: WAL_____

3: Supply of water (applicant - share component to be increased)

3.1 Is the transferee a statutory person, body or entity who proposes to supply water to other water users for consumptive or economic purposes (including domestic, industrial, commercial and agriculture purposes)? If Yes, go to Certification. If No, go to 3.2.	<input type="checkbox"/> Yes <input type="checkbox"/> No
3.2 Is the transferee a statutory person, body or entity which has a function of bulk water supply or electricity generation? If Yes, go to Certification. If No, go to Section 4.1	<input type="checkbox"/> Yes <input type="checkbox"/> No

4: Water efficiency savings (applicant - share component to be reduced)

4.1 Is the water to be transferred derived from a water efficiency saving to improve the transferor's conveyance, storage or use of water for works completed after 15 January 2013? - If No, go to Section 5.1 - If Yes, what is the estimated water saving? then go to Certification.	<input type="checkbox"/> Yes <input type="checkbox"/> No _____ ML
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5: Give effect to contracts executed on or before 15 January 2013

5.1 Was the contract relating to this transfer executed by both parties on or before 15 January 2013? If Yes, go to Certification. If No, go to Section 5.2	<input type="checkbox"/> Yes <input type="checkbox"/> No
F5.2 Was the Minister for Primary Industries notified of this contract in writing on or before 26 February 2013? Or: Was the Minister for Primary Industries notified of the contract in writing after 26 February 2013 and was satisfied there were exceptional circumstances for the failure to notify by the required date? If Yes, go to Certification. If No, go to Section 6.1	<input type="checkbox"/> Yes <input type="checkbox"/> No

6: Transfer entitlements (applicant - share component to be increased)

6.1 Is the dealing to transfer to a member of a water supply scheme that member's entitlement under the operator's access licence? - If Yes, go to 6.2 - If No, go to 7.1	<input type="checkbox"/> Yes <input type="checkbox"/> No
6.2 Were you a member of the water supply scheme on or before 15 January 2013? Or: If not, on that date had a contract executed by both parties: - to either purchase a member's entitlement or become a member of the water supply scheme, - and was the Minister for Primary Industries notified of this contract in writing on or before 26 February 2013 or notified after this date and was satisfied there are exceptional circumstances for failure to notify by the required date? If Yes, go to Certification. If No, go to Section 7.1	<input type="checkbox"/> Yes <input type="checkbox"/> No

The following answers relate to Water Access Licence: WAL_____

7: Private irrigation board transforming a landholder’s entitlements into a WAL (applicant - share component to be reduced)

7.1 Are you a private irrigation board and will the dealing transform wholly or partly a landholder’s water entitlement into a water access licence under Division 10A of Part 2 of Chapter 4 of the <i>Water Management Act 2000</i> ? If Yes, go to Certification. If No, go to Section 8.1.	<input type="checkbox"/> Yes <input type="checkbox"/> No
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8: Dealings to meet NSW’s existing commitments

8.1 Does the dealing comply with the New South Wales Government existing commitments under the Water Management Partnership Agreement with the Commonwealth dated 11 January 2010, or 8.2 Has any agreement been entered into for the purposes of creating measures under Chapter 7 of the Basin Plan, or 8.3 Are there dealings for which consent had been granted on or before 15 January 2013 but have not yet taken effect under section 71B of the Water Management Act 2000? Go to Certification.	<input type="checkbox"/> Yes <input type="checkbox"/> No
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Certified correct for the purposes of the *Access Licence Dealing Principles Order (No 1) 2013 – Murray Darling Basin* and the transferee states that the information provided herein is accurate and true.

Signature of transferee:

If signed on the transferee’s behalf by a solicitor or barrister, insert the signatory’s full name and capacity below:

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Any inquiries regarding this form should be referred to the New South Wales Office of Water (NOW), WEBSITE WWW.WATER.NSW.GOV.AU, PHONE 1800 353 104, EMAIL INFORMATION@WATER.NSW.GOV.AU