



Queensland

Water Act 2000

Water (Barker Barambah Water Supply Scheme— Emergency) Notice 2006

Reprinted as in force on 31 March 2006

Reprint No. 0A

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

NOT FURTHER AMENDED
LAST REPRINT BEFORE REPEAL
See 2000 Act No. 34 s 22(4)

Information about this reprint

This notice is reprinted as at 31 March 2006.

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Water (Barker Barambah Water Supply Scheme—Emergency) Notice 2006

Contents

		Page
1	Short title	3
2	Definitions	3
3	Emergency declaration (restriction)—Act, s 22	4
4	Emergency declaration (prohibition)—Act, s 22	5

Endnotes

1	Index to endnotes	7
2	Date to which amendments incorporated	7
3	Key	7
4	Table of reprints	8
5	List of legislation	8

Water (Barker Barambah Water Supply Scheme—Emergency) Notice 2006

[reprinted as in force on 31 March 2006]

1 Short title

This notice may be cited as the *Water (Barker Barambah Water Supply Scheme—Emergency) Notice 2006*.

Note—

Under section 22(4) of the Act, this notice remains in force until whichever of the following first happens—

- (a) the commencement of a regulation dealing with the matters mentioned;
- (b) the end of 21 days after the day the notice is published.

2 Definitions

In this notice—

announced allocation, for the holder of a water allocation, means the volume of water, worked out under the water sharing rules mentioned in the ROP, the holder may take in the water year ending on 30 June 2006.

BBWSS means the Barker Barambah water supply scheme.

high priority group means the water allocations in the BBWSS that are stated to be high priority group in the water allocations register.

medium priority group means the water allocations in the BBWSS that are stated to be medium priority group in the water allocations register.

ROP means the resource operations plan, called ‘Burnett Basin Resource Operations Plan’, that implements the *Water Resource (Burnett Basin) Plan 2000*.

*Water (Barker Barambah Water Supply
Scheme—Emergency) Notice 2006*

SunWater means the entity continued in existence under the *Government Owned Corporations Regulation 2004*, section 34.

3 Emergency declaration (restriction)—Act, s 22

- (1) Under section 22(2)(a) of the Act, the holder of a water allocation in the medium priority group must not take from BBWSS, for any purpose, more than the maximum volume of water worked out using the following formula—

$$V = \frac{(A - S - H - 4000) \times 0.6 \times U}{T}$$

where—

V means the maximum volume of water.

A means the total useable volume of water in BBWSS, as worked out under the ROP.

S means the total of the projected storage losses from BBWSS, as worked out under the ROP.

H means the total volume of water set aside for the demands of holders of water allocations in the high priority group for the period from the commencement of this section until the first day when SunWater reasonably expects that the volume of water in the Bjelke-Petersen Dam will be less than 4000ML.

U means the volume of unused water remaining in the holder's announced allocation.

T means the total volume of unused water remaining in all the announced allocations of the holders of water allocations in the medium priority group.

- (2) The value for a parameter in the formula mentioned in subsection (1) is the value, or the value worked out, based on information available to SunWater at, or as close as possible to, the commencement of this section.

*Water (Barker Barambah Water Supply
Scheme—Emergency) Notice 2006*

4 Emergency declaration (prohibition)—Act, s 22

- (1) Under section 22(2)(c) of the Act, the holder of a water allocation in the medium priority group is prohibited from taking water from BBWSS, for any purpose, if there is less than 4000ML in Bjelke-Petersen Dam.
- (2) However, subsection (1) does not apply to the extent the Minister has approved the supply, by SunWater, of water to a maximum of 0.1ML a week if—
 - (a) in the Minister’s opinion, a water allocation holder’s need for water is critical; and
 - (b) the holder has not taken the total volume of water allowed to be taken under the holder’s announced allocation.
- (3) Also, subsection (1) does not apply to the holder if—
 - (a) the holder has not taken the total volume of water allowed to be taken under the holder’s announced allocation; and
 - (b) the holder takes water under the following conditions from the stated reaches of Barambah Creek—
 - (i) at any time—
 - (A) between AMTD 189.5 and AMTD 182 (Dudley Sippel Weir); or
 - (B) between AMTD 141.6 (Ficks Crossing gauging station) and AMTD 85;
 - (ii) if there is a flow of water greater than 100ML/day over Joe Sippel Weir—between AMTD 182 and AMTD 159 (confluence with Barker Creek);
 - (iii) subject to subsection (4), if Cherbourg waterhole and Murgon Weir are overflowing and there is a flow of water greater than 44ML/day at AMTD 141.6—between AMTD 159 and AMTD 141.6.
- (4) If the holder is taking water under subsection (3)(b)(iii), the holder must stop taking water from the stated reach of Barambah Creek if the flow of water becomes less than 20ML/day at AMTD 141.6.

*Water (Barker Barambah Water Supply
Scheme—Emergency) Notice 2006*

(5) In this section—

AMTD see the *Water Regulation 2002*, schedule 17.

Endnotes

1 Index to endnotes

		Page
2	Date to which amendments incorporated.	7
3	Key	7
4	Table of reprints	8
5	List of legislation	8

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Water (Barker Barambah Water Supply Scheme—Emergency) Notice 2006 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

*Water (Barker Barambah Water Supply
Scheme—Emergency) Notice 2006*

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
0A	none	31 March 2006	

5 List of legislation

Water (Barker Barambah Water Supply Scheme—Emergency) Notice 2006 SL No. 52

made by the Minister for Natural Resources, Mines and Water on 29 March 2006
notfd gaz 31 March 2006 pp 1282–5
commenced on date of notification
exp 2000 No. 34 s 22(4) by either—

- (a) the commencement of a replacement regulation; or
- (b) the end of 21 days (21 April 2006)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.