

Queensland



Water Resources Act 1989

WATER RESOURCES (RATES AND CHARGES) REGULATION 1992

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(includes amendments up to SL No. 382 of 1996)**

Reprint No. 2B

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Information about this reprint

This regulation is reprinted as at 7 April 1997. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Also see endnotes for information about—

- **when provisions commenced.**

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WATER RESOURCES (RATES AND CHARGES) REGULATION 1992

[as amended by all amendments that commenced on or before 7 April 1997]

PART 1—PRELIMINARY

Short title

1. This regulation may be cited as the *Water Resources (Rates and Charges) Regulation 1992*.

Definitions

2. In this regulation—

“**channel supply**” means the supply of water from a channel constructed by the chief executive.

“**consumer offtake**” means water outlet works comprising a meter, valve and pipe fittings installed on a bulk water supply pipeline for conveying water to individual consumers.

“**drainage rate**” means a rate prescribed under section 26.

“**ground water**” means an underground source of water.

“**ground water area**” means an area determined by the chief executive under section 11 to be a ground water area.

“**irrigation project**” means an area determined by the chief executive under section 10 to be an irrigation project.

“**local services**” means water, sewerage or sullage disposal services or garbage removal services.

“**nominal allocation charge**” means a charge payable under section 17.

“**on-farm storage**” means any storage of water made for purposes other than merely domestic purposes.

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“QIDC business variable lending rate” means the variable interest rate Queensland Industry Development Corporation charges on amounts lent to business.

“regulated section” of a watercourse means a part of the watercourse that the chief executive determines under section 6 to be a regulated section.

“re-lift area” means an area within which the channel supply to a holding cannot be effected merely by gravity, but requires water to be pumped from a channel.

“rural residential purposes” of the use of water on land with an area not more than 10 ha that is in a rural residential zone (however described) under a planning scheme under the *Local Government (Planning and Environment) Act 1990*, includes agricultural and horticultural purposes.

“serviced land” means land—

- (a) on which there exists an improvement specified in schedule 4, section 1(1); and
- (b) for which the Corporation provides local services for the improvement.

“sugar mill assessment” means an assessment, made by the chief executive under section 8.8 of the Act, of the amount and made in the manner prescribed under section 25.

“surface water” means water in a watercourse other than a channel constructed by the chief executive.

“water charge” means a charge payable under Part 3.

“water harvesting” means the taking of water from a source during a period that the chief executive has notified under section 7 to be a period of unregulated flow in relation to the source.

“water year” in relation to a rate, assessment or charge, means the period specified in this regulation of not more than 1 year for which the rate, assessment or charge is made or levied.

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Interpretation—eastern and western sides of Eton Irrigation Area

3. For the purposes of this regulation, land in the Eton Irrigation Area is taken to be—

- (a) if it has a nominal allocation of 3.6 ML/ha—on the western side of Eton Irrigation Area; or
- (b) if it has a nominal allocation of 2.7 ML/ha—on the eastern side of Eton Irrigation Area.

Charges payable to the Corporation

4. A charge payable under this regulation (other than section 17) is payable to the Corporation.

Fee for application for amended licence—Act, s 45

4A.(1) This section applies if an application is made under section 45 of the Act for an amended licence for the Giru ground water area for the purpose of increasing a surface water allocation by an amount and decreasing a ground water allocation by the same amount.

(2) For the purposes of section 42(1)(c) of the Act, the prescribed fee is \$150.00 for each ML by which the surface water allocation is to be increased.

Fee for proposal and application for subdivision—Act, s 119

4B. For section 119(2) and (7) of the Act, the prescribed fee is \$200.

Fee for proposal for agreement for transfer of water under allocation—Act, s 231

4C.(1) For section 231(2) of the Act, the prescribed fee is \$100.

(2) However, the fee is only \$50 for a proposal submitted on or before 30 September 1997.

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(3) Subsection (2) applies only if—

(a) the proposal—

(i) is for the amendment of an agreement that was the subject of a proposal previously approved under section 231 of the Act; and

(ii) is submitted in the water year in which the previously approved proposal was approved; or

(b) the parties to the agreement are identical with the parties to an agreement the entering into of which was previously approved under section 231 of the Act.

Interest on outstanding debt

5. For the purposes of section 10.13(2)(e) of the Act and this regulation (other than section 18), the interest rate on an outstanding debt is 12.5%.

PART 2—PROVISIONS RELATING TO WATER SUPPLY

Regulated section of a watercourse

6.(1) The chief executive may determine a part of a watercourse to be a regulated section of the watercourse if the chief executive considers that the water supply in that part is increased from time to time as a result of works constructed or operated by the chief executive.

(2) The chief executive must note on a licence that permits water to be taken from a part of a watercourse that is a regulated section, that the part is a regulated section.

Periods of unregulated flow

7.(1) If at any time the chief executive considers that the water supply available from a source exceeds the expected demands on the water supply

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at that time, the chief executive may make a notification under this section.

(2) The notification—

- (a) is to be made to the persons licensed to harvest water from the source; and
- (b) is to declare a period of unregulated flow in relation to the source; and
- (c) may specify days on which the period starts and finishes, or may declare that the period is to continue until the chief executive makes a further notification specifying the day that the period is to finish; and
- (d) may be made by public notice or any other suitable means.

(3) For the purpose of calculating a water charge payable, by a person licensed to harvest water, for an amount of water taken from a source during a period of unregulated flow, that amount—

- (a) is to be included in a determination of the amount of water taken by water harvesting; and
- (b) is not to be included in a determination of the amount of water taken made by reference to an announced allocation or nominal allocation of a holding.

(4) If, in a notification made under this section, the chief executive declares—

- (a) a period of unregulated flow in relation to a regulated section of the Condamine River North Branch; and
- (b) that, during the period, either general water harvesting or restricted water harvesting is to apply;

a person must pay the charge, for water taken during the period, that is specified in this regulation in relation to general water harvesting or restricted water harvesting (as the case may be).

Periods of unrestricted flow—Lockyer Valley Project

8.(1) If at any time the chief executive considers that the water supply available from Laidley Creek, Lockyer Creek or Redbank Creek exceeds the

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expected demands on the water supply at that time, the chief executive may make a notification under this section.

(2) The notification—

- (a) is to be made to the persons licensed to take water from Laidley Creek; and
- (b) is to declare a period of unrestricted flow in relation to Laidley Creek; and
- (c) may specify days on which the period starts and finishes, or may declare that the period is to continue until the chief executive makes a further notification specifying the day that the period is to finish; and
- (d) may be made by public notice or any other suitable means.

(3) For the purpose of calculating a water charge payable for an amount of water taken from the Creek, Lockyer Creek or Redbank Creek during a period of unrestricted flow, that amount—

- (a) is to be charged at the specified rate for taking water during a period of unrestricted flow; and
- (b) is to be included in any determination of the amount of water taken made by reference to an announced allocation or nominal allocation of a holding.

Water available from the natural flow in Pie Creek

9.(1) For the purpose of calculating a water charge payable under Schedule 1 (in relation to land in the Mary Valley Project), water is taken to be available to land from the natural flow in Pie Creek if a licence of the kind mentioned in subsection (2) has been issued in relation to the land.

(2) For the purpose of subsection (1), the licence is a licence that—

- (a) permits water to be taken from a channel regulated by the Pie Creek Diversion Scheme; and
- (b) is subject to the term that the licensee must pay a water charge for water taken from the channel on the basis that water is available from the natural flow in Pie Creek.

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(3) The chief executive may issue a licence mentioned in subsection (2) if the licence relates to—

- (a) land that abuts Pie Creek; or
- (b) land to which water can be conveyed directly from Pie Creek.

Irrigation projects

10.(1) If the chief executive—

- (a) operates, or has constructed, works outside an irrigation area; and
- (b) considers that the water supply in an area outside an irrigation area has been increased as a result of the works;

the chief executive may determine the area to be an irrigation project.

(2) The chief executive may name an irrigation project for the purposes of the Act, for example—the ‘Mary Valley Project’.

(3) The chief executive must display at an office of the Corporation, or other suitable place, in or near an irrigation project, a map showing the boundaries of the irrigation project.

(4) The chief executive may make further determinations adding an area to, or excluding an area from, an irrigation project.

(5) In determining whether an area should be added to or excluded from an irrigation project, the chief executive must have regard to the effect the works are having on the water supply in the area at the time of the determination.

(6) If the chief executive determines that an area be added to or excluded from an irrigation project, the chief executive must, by public notice or other suitable means, notify the persons licensed to take water from the area.

Ground water areas

11.(1) If the chief executive—

- (a) manages the ground water resource in an area; or
- (b) operates, or has constructed, works that the chief executive considers have—

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- (i) increased the ground water supply in an area; or
- (ii) reduced the demand for ground water in an area;

the chief executive may determine the area to be a ground water area.

(2) The chief executive may name a ground water area for the purposes of the Act, for example—the ‘Horseshoe Lagoon Ground Water Area’.

(3) The chief executive must display at an office of the Corporation, or other suitable place, in or near a ground water area, a map showing the boundaries of the ground water area.

(4) The chief executive may make further determinations adding an area to, or excluding an area from, a ground water area.

(5) In determining whether an area should be added to or excluded from a ground water area, the chief executive must have regard to—

- (a) any representation made by a person affected by the determination; and
- (b) any other evidence;

as to the effect the works are having on the ground water supply, or demand for ground water, in the area at the time of the determination.

(6) If the chief executive determines that an area be added to or excluded from a ground water area, the chief executive must, by public notice or other suitable means, notify the persons licensed to take water from the area.

PART 3—WATER CHARGES

Meaning of terms

12. In this Part—

“**land**” means a holding or land for which water may be taken under a licence.

“**relevant area**”, in relation to land, means—

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- (a) in the case of land in an area mentioned in Schedule 1 or 2—the area mentioned; or
- (b) in any other case—the area mentioned in Schedule 1 or 2 from which water may be taken under a licence for the land.

Water charges for Sch 1 land

13.(1) A charge is levied on water taken from a Schedule 1 area for land.

(2) The charge is levied for the water year specified in Schedule 1 for the area.

(3) Subject to sections 14 and 16, the charge for the water is the amount specified in Schedule 1 as the charge for water from the relevant source in the relevant area.

Minimum water charge for nominal allocations granted to Sch 1 land

14.(1) A minimum water charge for a water year is levied on each nominal allocation granted to land for which water may be taken from a Schedule 1 area.

(2) The minimum charge is the higher of the following amounts—

- (a) the minimum annual fixed amount specified in Schedule 1 for the area;
- (b) the amount payable for—
 - (i) if the amount payable for the announced allocation for the land is less than the amount payable for the prescribed percentage—the announced allocation for the land; or
 - (ii) if the amount payable for the announced allocation for the land is not less than the amount payable for the prescribed percentage, or if there is no announced allocation—the prescribed percentage.

(3) The minimum charge is not payable if the cost of water supplied to the land is more than the minimum charge.

(4) In this section—

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“prescribed percentage” means the percentage, specified in Schedule 1, of the nominal allocation granted to the land.

Water charges for Sch 2 land

15.(1) A charge is levied in relation to water that may be taken from a Schedule 2 area for land.

(2) The charge is levied for the water year specified in Schedule 2 for the area.

(3) Subject to section 16, the charge for the water is the amount specified in Schedule 2 as the charge for water from the relevant source in the relevant area.

Charges for water in excess of entitlements

16.(1) A charge is levied on water in excess of an entitlement under an announced allocation that is taken under an authority granted under section 10.15 of the Act.

(2) The charge may be worked out using the formula—

amount payable for water + percentage amount of nominal allocation.

(3) In the formula—

“amount payable for water” is the amount payable under this regulation (other than this section) for the water.

“percentage amount of nominal allocation” is 5% of the nominal allocation charge specified in Schedule 3 for each megalitre of water taken under the authority for the land.

Nominal allocation charges

17.(1) Before the chief executive grants a nominal allocation for land in an irrigation area or irrigation project, the owner of the land must pay to the chief executive the nominal allocation charge specified for the land in schedule 3.

(1A) The charges specified in schedule 3 do not apply to the sale, under

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part 5 of the Act, of an entitlement to be issued with a licence for a nominal allocation.

(2) Despite subsection (1), the chief executive may grant the nominal allocation if the owner of the land arranges for payment of the nominal allocation charge for the land by instalments on terms satisfactory to the chief executive.

(3) The owner of the land is not required to pay the nominal allocation charge for the land if—

- (a) the owner acquires the land through an auction under the *Land Act 1994*; and
- (b) a nominal allocation is granted for the land before the land is offered for auction.

Payment of a nominal allocation charge by instalments

18.(1) This section applies if an owner of land pays a nominal allocation charge by instalments.

(2) The owner must—

- (a) pay interest on the unpaid part of the charge; and
- (b) comply with the agreed terms for payment of instalments.

(3) Interest on the unpaid part of the charge—

- (a) accrues from the day the nominal allocation is granted; and
- (b) is payable at a rate that is 1.5% above the QIDC business variable lending rate applying on the day each instalment is payable.

PART 4—LOCAL SERVICES CHARGES

Meaning of “owner”

19. In this Part—

“owner” does not include the Corporation.

Charge for local services

20.(1) A charge is payable for local services provided to serviced land.

(2) The charge for a local service is the amount specified in Schedule 4 for the service.

(3) The Corporation must give written notice to an owner of serviced land specifying—

- (a) the amount of the charges payable for the owner’s land; and
- (b) the local services for which the charges are made; and
- (c) the period to which the charge applies; and
- (d) the day by which the charges must be paid; and
- (e) the way in which payment must be made.

Owner must pay within 30 days

21.(1) The owner must pay the amount specified in the notice within 30 days after receiving the notice.

(2) Payment must be made at the place, or in the way, specified in the notice.

Notice to Corporation concerning dealings with land

22.(1) An owner who disposes of an interest in serviced land must give written notice of disposal to the Corporation within 7 days after disposal.

(2) The notice must specify—

- (a) the name and address of the person gaining the interest (the

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“**purchaser**”); and

- (b) the nature of the interest; and
- (c) the day on which the purchaser becomes liable to pay charges under this Part.

(3) An owner who vacates land in which the Corporation has an interest must give written notice of vacation to the Corporation within 7 days after vacation.

(4) An owner who, without reasonable excuse, does not give notice to the Corporation under subsection (1) or (3) continues to be liable for charges payable for local services to the land after the day of disposal or vacation.

(5) However, the owner ceases to be liable for charges payable for local services provided to the land after the first of the following events happens—

- (a) the Corporation receives written notice—
 - (i) in the case of land in which the Corporation has an interest—that the owner has vacated the land; and
 - (ii) in other cases—of the name and address of the purchaser of the land;
- (b) the Corporation sends a notice under section 20 addressed to the purchaser.

(6) Subsection (4) does not limit the liability of the purchaser for charges payable for local services to the land after the day on which the purchaser acquires an interest in the land.

(7) A person must not state something in a notice that the person knows is false or misleading in a material particular.

Maximum penalty—20 penalty units.

(8) If a former owner of serviced land continues, under subsection (4), to be liable for charges payable for local services to the land, the Corporation may recover the amount payable from either—

- (a) the former owner; or
- (b) the purchaser of the land.

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Evidentiary provisions

23.(1) This section applies to a proceeding for the recovery of a debt under this Part.

(2) A certificate purporting to be signed by an officer of the Corporation and stating the following matters is evidence of the matters—

- (a) land described in the certificate is serviced land;
- (b) the person named in the certificate as the owner of serviced land is the owner of the land;
- (c) specified charges for a specified period were payable for local services provided to the land;
- (d) a specified amount is owing to the Corporation by the person named in the certificate.

Collection of garbage

24.(1) This section applies if the Corporation provides a garbage removal service for serviced land.

(2) The occupier of the serviced land must ensure that—

- (a) a garbage bin used for the collection of rubbish by the Corporation is made of galvanised iron or plastic and has a capacity that is not more than—
 - (i) the maximum capacity approved by the local government for the area in which the land is situated; or
 - (ii) if the local government has not approved a maximum capacity—85 L; and
- (b) the bin is not filled beyond its capacity; and
- (c) only household garbage is put in the bin; and
- (d) wet garbage is wrapped before being put in the bin; and
- (e) if the bin must be placed for its contents to be collected—the bin is placed as nearly as possible to the corner of the house most directly in line with the entrance.

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(3) The Corporation is not required to remove rubbish in a bin if the occupier does not comply with this section.

(4) If, under subsection (3), the Corporation does not remove rubbish, it does not affect the obligation of the person required to pay an annual charge for the local service to pay the full annual charge.

PART 5—OTHER CHARGES

Sugar mill assessments

25.(1) In this section—

“**assigned**” has the meaning given by the *Sugar Industry Act 1991*.

“**crushing season**” has the meaning given by the *Sugar Industry Act 1991*.

“**irrigation area**” includes part of an irrigation area.

“**sugar mill**” has the meaning given by the *Sugar Industry Act 1991*.

(2) For the purposes of section 8.8 of the Act, this section sets out—

- (a) the assessment that may be made by the chief executive; and
- (b) the manner for making the assessment.

(3) If land within an irrigation area is assigned to a sugar mill (the “**assigned land**”), the chief executive may, in relation to each crushing season, make an assessment on the owner of the sugar mill—

- (a) at the rate specified in Schedule 5 for the irrigation area; and
- (b) on the basis of the amount of 94 net titre sugar processed at the sugar mill, from sugarcane grown on the assigned land, during the crushing season.

(4) The chief executive may make the assessment on a person by sending to the person a notice specifying—

- (a) the amount of the assessment; and
- (b) the day, not before 30 days after the date of the notice, by which

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the assessment is payable.

(5) A person who receives a notice sent under subsection (4) must comply with the notice.

Drainage rates

26.(1) For the purposes of section 8.7 of the Act, this section sets out—

- (a) a charge that may be levied by the chief executive; and
- (b) the basis for levying the charge.

(2) The chief executive may, in relation to each water year, levy a charge on the owner of land within an irrigation area, at the rate set out in Schedule 6 for the irrigation area.

(3) The chief executive may levy the charge on a person by sending to the person a notice specifying—

- (a) the amount of the charge; and
- (b) the day, not before 30 days after the date of the notice, by which the amount is payable.

(4) A person who receives a notice sent under subsection (3) must comply with the notice.

(5) A levy made under this section in relation to land is to be determined according to the area of the land at the date of the notice.

Drainage levy—Emerald Left Bank

27.(1) In addition to any levy made under section 26, the chief executive may, in relation to each water year, levy on an owner of a holding within the Emerald Irrigation Area who is supplied water from—

- (a) the Selma Main Channel; or
- (b) a subsidiary channel or pipeline of the Selma Main Channel;

a charge at the rate of \$6.00/ha of the holding.

(2) The levy may be made, and must be paid, in the manner mentioned in section 26 for drainage rates.

SCHEDULE 1

CHARGES—AREAS OTHER THAN MAREEBA—DIMBULAH

sections 13 and 14

Awoonga—Callide pipeline project

- 1.(1)** In this area, the water year ends on 30 June.
- (2)** The prescribed percentage of the nominal allocation is 100%.
- (3)** There is no minimum annual fixed amount.
- (4)** The charge for the supply from a consumer offtake of each ML of water for stock or domestic purposes is \$344.70.

Barker—Barambah project

- 2.(1)** In this area, the water year ends on 30 June.
- (2)** The prescribed percentage of the nominal allocation is 75%.
- (3)** The minimum annual fixed amount is \$173.40.
- (4)** The following are the charges that apply for the supply of water from a regulated section of a watercourse—
 - (a)** \$10.40 for each ML up to the announced allocation;
 - (b)** \$25.00 for the first ML over the announced allocation;
 - (c)** \$100.00 for each further ML over the announced allocation.
- (5)** The charge for the supply of water by water harvesting is \$2.60 for each ML up to a maximum charge of \$1 300.
- (6)** The following are the charges that apply for the supply of water from the Redgate re-lift section—
 - (a)** \$22.60 for each ML up to the announced allocation;

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SCHEDULE 1 (continued)

- (b) \$25.00 for the first ML over the announced allocation;
- (c) \$100.00 for each further ML over the announced allocation.

Barns ground water area

- 3.(1) In this area, the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 50%.
- (3) The minimum annual fixed amount is \$88.35.
- (4) The following are the charges that apply for the supply of water from the area—
 - (a) \$1.30 for each ML up to the announced allocation;
 - (b) \$20.60 for each further ML up to 20 ML over the announced allocation;
 - (c) \$40.00 for each further ML.

Bowen–Broken Rivers project

- 4.(1) In this area, the water year ends on 31 December.
- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is \$176.70.
- (4) The charge for each ML of water supplied from a regulated section of the Bowen River or Broken River is \$12.25.

Bowen ground water area

- 5.(1) In this area, the water year ends on 31 December.
- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is \$86.70.
- (4) The charge for each ML of water supplied is \$4.05.

SCHEDULE 1 (continued)

Boyne River project

- 6.(1) In this area, the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is \$173.40.
- (4) The following are the charges that apply for the supply of water from a regulated section of the Boyne River—
 - (a) \$11.00 for each ML up to the announced allocation;
 - (b) \$22.00 for each ML over the announced allocation;
 - (c) for supply by water harvesting—\$2.65 for each ML up to a maximum charge of \$1 325.

Bundaberg irrigation area or project

- 7.(1) In these areas, the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 50%.
- (3) The minimum annual fixed amount is—
 - (a) for water from a channel—\$353.40; and
 - (b) for surface water—\$176.70; and
 - (c) for ground water—\$88.35.
- (4) The following are the charges that apply for the supply of water from a channel or watercourse supplemented from a channel—
 - (a) \$38.65 for each ML up to the announced allocation;
 - (b) \$57.95 for each ML over the announced allocation up to 20 ML over the announced allocation;
 - (c) \$77.30 for each further ML.
- (5) The following are the charges that apply for the supply of water from a regulated section of a watercourse—
 - (a) \$12.30 for each ML up to the announced allocation;

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SCHEDULE 1 (continued)

- (b) \$31.70 for each ML over the announced allocation up to 20 ML over the announced allocation;
- (c) \$51.00 for each further ML.

(6) The following are the charges that apply for the supply of water by water harvesting—

- (a) from a channel—\$38.65 for each ML;
- (b) from a regulated section of a watercourse—\$3.10 for each ML.

(7) The following are the charges that apply for the supply of water from ground water in the Bundaberg ground water area—

- (a) \$5.00 for each ML up to the announced allocation;
- (b) \$24.30 for each ML over the announced allocation up to 20 ML over the announced allocation;
- (c) \$43.65 for each further ML.

(8) The following are the charges that apply for the supply of water to on-farm storage—

- (a) from a channel—\$77.30 for each ML;
- (b) from a regulated section of a watercourse—\$24.60 for each ML.

Burdekin River irrigation area or project

8.(1) In these areas, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is—

- (a) for water from a channel—\$346.00; and
- (b) for surface water—\$173.00; and
- (c) for ground water—\$86.50.

(4) The following are the charges that apply for the supply of each ML of water up to the announced allocation—

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SCHEDULE 1 (continued)

- (a) from a channel or regulated drain—
 - (i) connected to Barratta Main Channel—\$39.13; and
 - (ii) other than a channel or drain connected to the Barratta Main Channel—\$38.00;
- (b) from a diversion from unregulated drains—\$9.50;
- (c) from a regulated section of the Burdekin River—\$12.05;
- (d) from the Giru ground water area or a regulated section of the Haughton River—
 - (i) for a groundwater allocation—\$19.00; and
 - (ii) for a surface water allocation first issued before 1 March 1995—\$19.00; and
 - (iii) for a surface water allocation first issued on or after 1 March 1995—\$38.00;
- (e) from the Horseshoe Lagoon ground water area—none;
- (f) from Glady's Lagoon—
 - (i) for an amount taken up to natural yield—none; and
 - (ii) for an amount from an additional allocation—\$38.00.

(5) An annual charge of \$400.00 for each bore from which ground water is taken applies for the supply of water up to the announced allocation from the Burdekin ground water area.

(6) The charge for the supply of each ML of water over announced allocation from any source within the Burdekin River irrigation area is \$76.00.

Callide Valley project

9.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is—

- (a) in the Callide Valley ground water area—75%; and

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SCHEDULE 1 (continued)

(b) other than in the Callide Valley ground water area—100%.

(3) The minimum annual fixed amount for ground water is \$86.70.

(4) The following are the charges that apply for the supply of water from ground water in the Callide Valley ground water area or from surface water—

(a) \$9.75 for each ML up to the announced allocation;

(b) \$19.50 for each ML over the announced allocation up to 20 ML over the announced allocation;

(c) \$78.00 for each further ML up to 50 ML over the announced allocation;

(d) \$175.50 for each further ML.

(5) The following are the charges that apply for the supply of water from ground water not in the Callide Valley ground water area—

(a) \$1.05 for each ML up to the announced allocation;

(b) \$19.50 for each ML over the announced allocation up to 20 ML over the announced allocation;

(c) \$78.00 for each further ML up to 50 ML over the announced allocation;

(d) \$175.50 for each further ML.

Chinchilla Weir project

10.(1) In this area, the water year ends on 31 August.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$173.40.

(4) The following are the charges that apply for the supply of water from a regulated section of the Condamine River—

(a) \$12.10 for each ML up to the announced allocation;

(b) \$121.00 for each ML over the announced allocation.

SCHEDULE 1 (continued)

(5) The charge for the supply of water by water harvesting is \$3.00 for each ML up to a maximum charge of \$1 500.

Condamine ground water area

11.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$88.35.

(4) The following are the charges that apply for the supply of water from the area—

(a) \$1.70 for each ML up to the announced allocation;

(b) \$100.00 for each ML over the announced allocation.

Cressbrook Creek project

12.(1) In this area, the water year ends on 30 June.

(2) The minimum annual fixed amount is—

(a) for surface water—\$86.70; and

(b) for ground water—\$86.70.

(3) The charge for the supply of water from the Cressbrook Creek ground water area or from surface water is \$1.15 for each ML.

Cunnamulla Weir project

13.(1) In this area, the water year ends on 31 August.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$176.70.

(4) The following are the charges that apply for the supply of water from this project—

(a) \$11.65 for each ML up to the announced allocation;

SCHEDULE 1 (continued)

- (b) \$23.30 for each ML over 100% and up to 125% of the announced allocation;
- (c) \$34.95 for each ML over 125% of the announced allocation.

Dawson Valley irrigation area or project

14.(1) In these areas, the water year ends on 30 September.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is—

- (a) for water from a channel supply—\$346.80; and
- (b) for surface water—\$173.40.

(4) The following are the charges that apply for the supply of water from a channel—

- (a) \$26.70 for each ML up to the announced allocation;
- (b) \$53.40 for each ML over 100% and up to 125% of the announced allocation;
- (c) \$80.10 for each ML over 125% of the announced allocation.

(5) The following are the charges that apply for the supply of water from the regulated section of the Dawson River downstream of Glebe Weir to the junction with Herbert Creek—

- (a) \$11.15 for each ML up to the announced allocation;
- (b) \$53.40 for each ML over 100% and up to 125% of the announced allocation;
- (c) \$80.10 for each ML over 125% of the announced allocation.

(6) The following are the charges that apply for the supply of water from the Glebe Weir reservoir—

- (a) \$3.85 for each ML up to the announced allocation;
- (b) \$53.40 for each ML over 100% and up to 125% of the announced allocation;

SCHEDULE 1 (continued)

(c) \$80.10 for each ML over 125% of the announced allocation.

(7) The following are the charges that apply for the supply of water by water harvesting—

(a) from a channel—\$26.70;

(b) from a regulated section of the Dawson River and from the Glebe Weir reservoir—\$2.80 for each ML up to a maximum charge of \$1 400.

Dumaresq River project

15.(1) In this area, the water year ends on 30 September.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is—

(a) for surface water—\$173.40; and

(b) for ground water—\$86.70.

(4) The following are the charges that apply for the supply of water from a regulated section of a watercourse flowing from Glenlyon Dam—

(a) \$10.35 for each ML up to the announced allocation;

(b) \$103.50 for each ML over the announced allocation.

(5) The charge for the supply of water from ground water in the Dumaresq ground water area is \$1.60 for each ML.

(6) The charge for the supply of water by water harvesting is \$2.60 for each ML up to a maximum charge of \$1 300.

Emerald irrigation area or project

16.(1) In these areas, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is—

(a) for water from a channel supply—\$353.40; and

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SCHEDULE 1 (continued)

(b) for surface water—\$176.70.

(4) The following are the charges that apply for the supply of water from a channel—

(a) \$23.30 for each ML up to the announced allocation;

(b) \$233.00 for each ML over the announced allocation.

(5) The following are the charges that apply for the supply of water from Fairbairn Dam, or a regulated section of the Nogoia River or Mackenzie River to the junction with Springton Creek—

(a) \$11.35 for each ML up to the announced allocation;

(b) \$233.00 for each ML over the announced allocation.

(6) The following are the charges that apply for the supply of water by water harvesting—

(a) from a channel—\$23.30 for each ML;

(b) from Fairbairn Dam, or a regulated section of the Nogoia River or Mackenzie River to the junction with Springton Creek—\$2.85 for each ML up to a maximum charge of \$1 425.

(7) The charge for town water supply excess water use is \$114.85 for each ML.

Eton irrigation area

17.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is—

(a) for the western side—50%; and

(b) for the eastern side—66.66%.

(3) The minimum annual fixed amount is—

(a) for water from the western side channel supply—\$353.40; and

(b) for water from the eastern side channel supply—\$353.40.

(4) The following are the charges that apply for the supply of water from

SCHEDULE 1 (continued)

a channel—

- (a) \$33.90 for each ML up to the announced allocation;
- (b) \$67.80 for each ML over the announced allocation up to 5 ML over the announced allocation;
- (c) \$339.00 for each further ML.

(5) The charge for the supply of water by water harvesting from Mirani diversion channel is \$15.65 for each ML.

Fitzroy River Barrage project

18.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$176.70.

(4) The charge for the supply of water from a regulated section of the Fitzroy River is \$12.40 for each ML.

(5) The charge for the supply of water by water harvesting is \$3.10 for each ML up to a maximum charge of \$1 550.

Lockyer Valley project (Central Lockyer)

19.(1) In this area, the water year ends on 30 June.

(2) The minimum annual fixed amount is—

- (a) for surface water—\$173.40; and
- (b) for water from Lake Clarendon or the Lake Clarendon diversion channel—\$346.80; and
- (c) for water from Clarendon ground water area—\$173.40.

(3) The following are the charges that apply for the supply of water from a regulated section of a watercourse—

- (a) \$19.60 for each ML when flow is restricted;
- (b) \$9.80 for each ML when flow is unrestricted.

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SCHEDULE 1 (continued)

(4) The charge for the supply of water from Lake Clarendon or the Lake Clarendon diversion channel is \$19.60 for each ML.

(5) The charge for the supply of water from ground water in the Clarendon ground water area is \$9.80 for each ML.

(6) The charge for the supply of water by water harvesting is \$2.40 for each ML up to a maximum charge of \$1 200.

Lockyer Valley project (Lower Lockyer)

20.(1) In this area, the water year ends on 30 April.

(2) The prescribed percentage of the nominal allocation is 100%.

(3) The minimum annual fixed amount is \$173.40.

(4) The following are the charges that apply for the supply of water from a regulated section of a watercourse—

(a) \$12.05 for each ML up to the announced allocation;

(b) \$24.10 for each ML over the announced allocation.

(5) The charge for the supply of water by water harvesting is \$3.00 for each ML up to a maximum charge of \$1 500.

Logan River project

21.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$173.40.

(4) The charge for the supply of water from a regulated section of Burnett Creek or the Logan River is \$13.65 for each ML.

(5) The charge for the supply of water by water harvesting from a regulated section of Burnett Creek or the Logan River is \$3.35 for each ML up to a maximum charge of \$1 675.

SCHEDULE 1 (continued)

Lower Mary River irrigation area or project

22.(1) In these areas, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 50%.

(3) The minimum annual fixed amount is—

- (a) for water from a channel supply—\$353.40; and
- (b) for surface water—\$176.70.

(4) The following are the charges that apply for the supply of water from a channel—

- (a) \$38.65 for each ML up to the announced allocation;
- (b) \$88.65 for each ML over 100% and up to 120% of the announced allocation;
- (c) \$138.65 for each ML over 120% of the announced allocation.

(5) The following are the charges that apply for the supply of water from Mary Barrage—

- (a) \$12.10 for each ML up to the announced allocation;
- (b) \$62.10 for each ML over 100% and up to 120% of the announced allocation;
- (c) \$112.10 for each ML over 120% of the announced allocation.

(6) The following are the charges that apply for the supply of water from Tinana Barrage or Teddington Weir—

- (a) \$18.50 for each ML up to the announced allocation;
- (b) \$68.50 for each ML over 100% and up to 120% of the announced allocation;
- (c) \$118.50 for each ML over 120% of the announced allocation.

Macintyre Brook project

23.(1) In this area, the water year ends on 30 September.

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SCHEDULE 1 (continued)

- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is \$173.40.
- (4) The charge for the supply of water by water harvesting is \$2.95 for each ML up to a maximum charge of \$1 475.
- (5) The charge for the supply of water other than by water harvesting is—
 - (a) \$11.85 for each ML up to the announced allocation; and
 - (b) \$118.50 for each ML over the announced allocation.

Maranoa River project

- 24.(1) In this area, the water year ends on 31 August.
- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is \$173.40.
- (4) The following are the charges that apply for the supply of water from the project—
 - (a) \$11.40 for each ML up to the announced allocation;
 - (b) \$22.80 for each ML over 100% and up to 125% of the announced allocation;
 - (c) \$34.20 for each ML over 125% of the announced allocation.

Mary Valley project

- 25.(1) In this area, the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 50%.
- (3) The minimum annual fixed amount is—
 - (a) for surface water—\$176.70; and
 - (b) for water from Pie Creek diversion—\$353.40.
- (4) The following are the charges that apply for the supply of water from

SCHEDULE 1 (continued)

a regulated section of Yabba Creek or the Mary River—

- (a) \$12.10 for each ML up to the announced allocation;
- (b) \$62.10 for each ML over 100% and up to 120% of the announced allocation;
- (c) \$112.10 for each ML over 120% of the announced allocation.

(5) The following are the charges that apply for the supply of water from a section of a watercourse regulated by the Pie Creek diversion scheme—

- (a) for water supplied from a channel if, under this regulation, water is taken to be available from the natural flow in Pie Creek—
 - (i) \$93.70 for each ML up to the announced allocation; and
 - (ii) \$143.70 for each ML over 100% and up to 120% of the announced allocation; and
 - (iii) \$193.70 for each ML over 120% of the announced allocation;
- (b) if paragraph (a) does not apply—
 - (i) \$46.85 for each ML up to the announced allocation; and
 - (ii) \$96.85 for each ML over 100% and up to 120% of the announced allocation; and
 - (iii) \$146.85 for each ML over 120% of the announced allocation.

(6) The charge for the supply of water from Cedar Pocket Dam or the regulated section of East Deep Creek between Cedar Pocket Dam and the junction with North Deep Creek is—

- (a) \$12.10 for each ML up to the announced allocation; and
- (b) \$24.20 for each ML over the announced allocation.

Pioneer River project

26.(1) In this area, the water year ends on 30 June.

SCHEDULE 1 (continued)

- (2) The prescribed percentage of the nominal allocation is 60%.
- (3) The minimum annual fixed amount is \$176.70.
- (4) The charge for the supply of water from the regulated section of Pioneer River is—
 - (a) \$11.70 for each ML up to the announced allocation; and
 - (b) \$23.40 for each ML over the announced allocation up to 5 ML over the announced allocation; and
 - (c) \$117.00 for each further ML.
- (5) The charge for the supply of water by water harvesting is \$2.85 for each ML up to a maximum charge of \$1 425.

Proserpine River project

- 27.(1) In this area, the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 75%.
- (3) The minimum annual fixed amount is—
 - (a) for surface water—\$176.70; and
 - (b) for ground water—\$176.70.
- (4) The following are the charges that apply for the supply of water from the project from surface water or from the Proserpine ground water area—
 - (a) \$11.70 for each ML up to the announced allocation;
 - (b) \$23.40 for each ML over the announced allocation up to 5 ML over the announced allocation;
 - (c) \$117.00 for each further ML.

Stanwell pipeline project

- 28.(1) In this area the water year ends on 30 June.
- (2) The prescribed percentage of the nominal allocation is 100%.

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SCHEDULE 1 (continued)

(3) There is no minimum annual fixed amount.

(4) The charge for the supply of water for stock or for domestic purposes from the pipeline's consumer offtakes is \$146.00 for each ML plus \$131.40 for each offtake in each water year.

St George irrigation area or project

29.(1) In these areas, the water year ends on 30 September.

(2) The prescribed percentage of the nominal allocation is 60%.

(3) The minimum annual fixed amount is—

- (a) for water from a channel supply—\$346.80; and
- (b) for surface water—\$173.40.

(4) The following are the charges that apply for the supply of water from a channel—

- (a) \$22.90 for each ML up to the announced allocation;
- (b) \$229.00 for each ML over the announced allocation.

(5) The following are the charges that apply for the supply of water from a regulated section of the Thuraggi Watercourse or Thuraggi diversion channel—

- (a) \$11.50 for each ML up to the announced allocation;
- (b) \$115.00 for each ML over the announced allocation.

(6) The following are the charges that apply for the supply of water from Beardmore Dam or a regulated section of the Balonne River—

- (a) \$11.50 for each ML up to the announced allocation;
- (b) \$115.00 for each ML over the announced allocation.

(7) The following are the charges that apply for the supply of water by water harvesting—

- (a) for water supplied from a channel—
 - (i) to on-farm storage—\$11.50 for each ML; or

SCHEDULE 1 (continued)

- (ii) for another use—\$23.00 for each ML;
- (b) for water supplied from a regulated section of the Thuraggi Watercourse or Thuraggi diversion channel—\$5.75 for each ML;
- (c) for water supplied from Beardmore Dam or from any watercourse downstream of Beardmore Dam to the Queensland/New South Wales Border—\$2.85 for each ML up to a maximum charge of \$1 425.

Tarong pipeline project

- 30.(1)** In this area, the water year ends on 30 June.
- (2)** The prescribed percentage of the nominal allocation is 100%.
- (3)** There is no minimum annual fixed amount.
- (4)** The charge for the supply of water for stock, domestic and rural residential purposes from the pipeline's consumer offtakes is \$297.25 for each ML.

Three Moon Creek project

- 31.(1)** In this area, the water year ends on 30 June.
- (2)** The prescribed percentage of the nominal allocation is 75%.
- (3)** The minimum annual fixed amount is—
 - (a) for surface water—\$176.70; and
 - (b) for ground water—\$88.35.
- (4)** The following are the charges that apply for the supply of water from a regulated section of Three Moon Creek—
 - (a) \$10.65 for each ML up to the announced allocation;
 - (b) \$13.40 for each ML over 100% and up to 110% of the announced allocation;
 - (c) \$26.80 for each ML over 110% and up to 120% of the announced

SCHEDULE 1 (continued)

allocation;

(d) \$53.60 for each ML over 120% of the announced allocation.

(5) The following are the charges that apply for the supply of water from ground water in the Three Moon Creek ground water area—

(a) \$5.35 for each ML up to the announced allocation;

(b) \$13.40 for each ML over 100% and up to 110% of the announced allocation;

(c) \$26.80 for each ML over 110% and up to 120% of the announced allocation;

(d) \$53.60 for each ML over 120% of the announced allocation.

(6) Subsections (7) and (8) apply if—

(a) a person has both a ground water allocation and a surface water allocation; and

(b) the quality of the ground water available to the person is at least 3 000 micro-siemens for each centimetre; and

(c) the person applies to the chief executive to vary the allocations by decreasing the ground water allocation, and increasing the surface water allocation by the amount that the ground water allocation is decreased.

(7) The ground water allocation may be varied in the way mentioned in subsection (6)(c) by no more than 50% of the nominal allocation for ground water at the commencement of this section.

(8) The charge that applies for the supply of each ML of ground water supplied after the variation is \$1.10.

(9) The charge for the supply of water by water harvesting is \$2.70 for each ML up to a maximum charge of \$1 350.

Upper Burnett project

32.(1) In this area, the water year ends on 30 June.

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SCHEDULE 1 (continued)

- (2) The prescribed percentage of the nominal allocation is—
- (a) for surface water—75%; and
 - (b) for water from John Goleby Weir—100%.
- (3) The minimum annual fixed amount is—
- (a) for surface water—\$173.40; and
 - (b) for water from John Goleby Weir—\$173.40.
- (4) The following are the charges that apply for the supply of water from a regulated section of the Nogo River or the Burnett River—
- (a) \$10.45 for each ML up to announced allocation;
 - (b) \$20.90 for each ML over 100% and up to 110% of the announced allocation;
 - (c) \$31.35 for each ML over 110% and up to 120% of the announced allocation;
 - (d) \$41.80 for each ML over 120% and up to 130% of the announced allocation;
 - (e) \$52.25 for each ML over 130% and up to 140% of the announced allocation;
 - (f) \$62.70 for each ML over 140% and up to 150% of the announced allocation;
 - (g) \$73.15 for each ML over 150% and up to 160% of the announced allocation;
 - (h) \$83.60 for each ML over 160% and up to 170% of the announced allocation;
 - (i) \$94.05 for each ML over 170% and up to 180% of the announced allocation;
 - (j) \$104.50 for each ML over 180% of the announced allocation.
- (5) The following are the charges that apply for the supply of water from John Goleby Weir—
- (a) \$10.45 for each ML up to the announced allocation;

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- (b) \$20.90 for each ML over 100% and up to 102.5% of the announced allocation;
- (c) \$52.25 for each ML over 102.5% and up to 105% of the announced allocation;
- (d) \$104.50 for each ML over 105% and up to 107.5% of the announced allocation;
- (e) \$209.00 for each ML over 107.5% of the announced allocation.

(6) The charge for the supply of water by water harvesting from a regulated section of the Nogo River or Burnett River is \$2.65 for each ML up to a maximum charge of \$1 325.

Upper Condamine project

33.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$173.40.

(4) The following are the charges that apply for the supply of water from a regulated section of Sandy Creek or the Condamine River—

- (a) \$12.10 for each ML up to the announced allocation;
- (b) \$121.00 for each ML over the announced allocation.

(5) The following are the charges that apply for the supply of water from a regulated section of the Condamine River north branch—

- (a) \$18.95 for each ML up to the announced allocation;
- (b) \$189.50 for each ML over the announced allocation.

(6) The charge for the supply of water by water harvesting from a regulated section of Sandy Creek or the Condamine River is \$3.00 for each ML up to a maximum charge of \$1 500.

(7) The following are the charges that apply for the supply of water from a regulated section of the Condamine River north branch—

- (a) by restricted water harvesting—

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- (i) \$7.80 for each ML up to 500 ML; and
- (ii) \$4.80 for each ML over 500 ML;
- (b) by general water harvesting—\$3.00 for each ML up to a maximum charge of \$1 500.

Warrill Valley project

34.(1) In this area, the water year ends on 30 June.

(2) The prescribed percentage of the nominal allocation is 75%.

(3) The minimum annual fixed amount is \$173.40.

(4) The following are the charges that apply for the supply of water from a regulated section of Reynolds Creek, Warrill Creek from its junction with Reynolds Creek or the Bremer River from the junction of Warrill Creek downstream to Berry's Lagoon—

- (a) \$10.45 for each ML up to the announced allocation;
- (b) \$209.00 for each ML over the announced allocation.

(5) The following are the charges that apply for the supply of water from a regulated section of Black Gully, Kent's Lagoon, Normanby Gully, West Branch, Warroolaba Creek and the Upper Warrill systems—

- (a) \$11.85 for each ML up to the announced allocation;
- (b) \$209.00 for each ML over the announced allocation.

(6) The following are the charges that apply for the supply of water by water harvesting—

- (a) for water from a regulated section of Reynolds Creek, Warrill Creek from its junction with Reynolds Creek or the Bremer River from the junction of Warrill Creek downstream to Berry's Lagoon—\$2.60 for each ML up to a maximum charge of \$1 300;
- (b) for water from a regulated section of Black Gully, Kent's Lagoon, Normanby Gully, West Branch, Warroolaba Creek or the Upper Warrill systems—\$3.00 for each ML up to a maximum charge of \$1 500.

SCHEDULE 2

CHARGES—MAREEBA—DIMBULAH

section 15

Mareeba-Dimbulah irrigation area or project

1.(1) In these areas, the water year ends on 30 June.

(2) The amount payable for water taken for an owner's land is \$388.25 plus—

- (a) a charge based on the nominal allocation of the owner's land as worked out under subsection (3); and
- (b) a charge based on the amount of water taken as worked out under subsection (4).

(3) The charge based on the nominal allocation of the owner's land is as follows—

- (a) for water supplied in a re-lift area—\$15.35 for each ML;
- (b) for water supplied from a channel supply—
 - (i) \$14.20 for each ML up to 100 ML; and
 - (ii) \$9.45 for each ML over 100ML and up to 500 ML; and
 - (iii) \$8.25 for each ML over 500ML;
- (c) for water supplied from a regulated section of—
 - (i) Tinaroo Falls Dam or the Barron River—\$7.10 for each ML; and
 - (ii) Emerald Creek above AMTD 14.300—\$3.10 for each ML; and
 - (iii) another watercourse—\$11.85 for each ML.

(4) The following are the charges that apply for water taken—

- (a) for water taken from a channel in a re-lift area—

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Regulation 1992*

SCHEDULE 2 (continued)

- (i) \$23.55 for each ML up to the announced allocation; and
 - (ii) \$116.70 for each ML over the announced allocation up to 5 ML over the announced allocation; and
 - (iii) \$389.00 for each further ML;
 - (b) for water taken from a channel outside a re-lift area—
 - (i) \$16.55 for each ML up to 100 ML; and
 - (ii) \$14.15 for each ML over 100ML and up to 500 ML; and
 - (iii) \$10.65 for each ML over 500ML and up to the announced allocation; and
 - (iv) \$92.25 for each ML over the announced allocation up to 5 ML over the announced allocation; and
 - (v) \$307.50 for each further ML;
 - (c) for water taken from a regulated section of Tinaroo Falls Dam or the Barron River—
 - (i) \$7.05 for each ML up to the announced allocation; and
 - (ii) \$42.45 for each ML over the announced allocation up to 5 ML over the announced allocation; and
 - (iii) \$141.50 for each further ML;
 - (d) for water taken from Emerald Creek above AMTD 14.300—nil;
 - (e) for water taken from a regulated section of another watercourse—
 - (i) \$9.45 for each ML up to the announced allocation; and
 - (ii) \$63.90 for each ML over the announced allocation up to 5 ML over the announced allocation; and
 - (ii) \$213.00 for each further ML;
 - (f) for water taken from a diversion from unregulated drains—\$4.75 for each ML.
- (5) The following are the charges that apply to the supply of water by water harvesting—

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Regulation 1992*

SCHEDULE 2 (continued)

- (a) for water supplied from a channel in a re-lift area—\$23.55 for each ML;
- (b) for water supplied from a channel outside a re-lift area—\$16.55 for each ML;
- (c) for water supplied from a regulated section of Tinaroo Falls Dam or the Barron River—\$7.05 for each ML;
- (d) for water supplied from Emerald Creek above AMTD 14.300—nil;
- (e) for water supplied from a regulated section of another watercourse—\$9.45 for each ML.

SCHEDULE 3

NOMINAL ALLOCATION CHARGES

section 17 of this regulation

per ML
\$

Barker–Barambah Project

1. For supply 100.00

Bowen–Broken Rivers Project

2. For supply 100.00

Boyne River Project

3. For supply 200.00

Bundaberg Irrigation Area or Project

4.(1) For supply from a channel 200.00

(2) For supply from a regulated section of a watercourse 150.00

Burdekin River Irrigation Area or Project

5.(1) For supply from a channel, regulated drain or
watercourse supplemented from a channel 250.00

(2) For supply from a regulated section of a watercourse
or Gladys’s Lagoon 100.00

(3) For supply from ground water in the Burdekin Ground
Water Area to a holding not having access to supply from
a channel system or a regulated section of a watercourse 100.00

*Water Resources (Rates and Charges)
Regulation 1992*

SCHEDULE 3 (continued)

(4) For supply from ground water in the Burdekin Ground Water Area to a holding having access to supply from a channel system or a regulated section of a watercourse	nil
(5) For supply from ground water to a holding in the Giru Ground Water Area and the Horseshoe Lagoon Ground Water Area	100.00
 Chinchilla Weir Project	
6. For supply	300.00
 Cunnamulla Weir Project	
7. For supply	80.00
 Dawson Valley Irrigation Area or Project	
8.(1) For supply from a channel	100.00
(2) For supply from a regulated section of a watercourse	100.00
 Dumaresq River Project	
9. For supply	350.00
 Emerald Irrigation Area or Project	
10.(1) For supply from a channel	125.00
(2) For supply from a regulated section of a watercourse	125.00
 Eton Irrigation Area	
11. For supply from a channel	250.00

*Water Resources (Rates and Charges)
Regulation 1992*

SCHEDULE 3 (continued)

Lockyer Valley Project

12. For supply 250.00

Logan River Project

13. For supply 150.00

Lower Mary irrigation area or project

14.(1) For supply for rural residential purposes or intensive
animal husbandry purposes 1 000.00

(2) For supply from a channel or a regulated
section of a watercourse 100.00

Macintyre Brook Project

15. For supply 250.00

Maranoa River Project

16. For supply 80.00

Mareeba–Dimbulah Irrigation Area or Project

17.(1) For supply from a channel 150.00

(2) For supply from a regulated section of a watercourse 150.00

Mary Valley project

18.(1) For supply for rural residential purposes or intensive
animal husbandry purposes 1 000.00

(2) For supply for other purposes 100.00

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Regulation 1992*

SCHEDULE 3 (continued)

Pioneer River Project

19. For supply 150.00

Proserpine River Project

20. For supply 100.00

St George Irrigation Area or Project

21.(1) For supply from a channel 300.00

(2) For supply from a regulated section of a watercourse 300.00

Tarong pipeline project

22. For supply for rural residential purposes 1 000.00

Three Moon Creek Project

23. For supply 100.00

Upper Burnett Project

24. For supply 200.00

Upper Condamine River

25. For supply 300.00

Warrill Valley Project

26. For supply 250.00

SCHEDULE 4

CHARGES FOR LOCAL SERVICES

section 20

Town water supply charges—general

1.(1) The annual town water supply charges are as follows—

- (a) for a maximum of 300 kL supplied to a church, CWA rest room, kindergarten, preschool centre (other than a State preschool), creche, or playgroup centre—\$112.50;
- (b) for a maximum of 360 kL supplied to a flat—\$134.95;
- (c) for a maximum of 600 kL supplied to a private residence or dwelling, public hall, the premises of a society, club, league, association or lodge, picture theatre, retail shop, office, bank, warehouse, bulk store, or sports clubhouse—\$225.00;
- (d) for a maximum of 900 kL supplied to a sawmill (electrically powered), post office, garage, mechanical or other workshop, service station, butchery, bakery, cafe, restaurant, railway station, or kiosk—\$337.45;
- (e) for a maximum of 1 200 kL supplied to a boarding or lodging house or school—\$449.95;
- (f) for a maximum of 1 500 kL supplied to a hospital—\$562.40;
- (g) for a maximum of 1 800 kL supplied to a cordial or aerated water factory, caravan park, hostel, motel, or campsite with camp accommodation and ablution building—\$674.95;
- (h) for a maximum of 2 400 kL supplied to a hotel—\$899.90;
- (i) for a maximum of 3 000 kL supplied to a swimming pool, sporting field or parkland—\$1 124.90;
- (j) for a maximum of 3 600 kL supplied to a lawn bowling club—\$1 349.85;

SCHEDULE 4 (continued)

(k) for a maximum of 600 kL supplied to improvements on serviced land to which this section does not otherwise apply—\$225.00.

(2) If improvements on serviced land are put to more than 1 use, subsection (1) applies to each use.

Town water supply charges for certain multiple uses

2. Despite section 1, if improvements on serviced land are used for more than 1 of the following uses, an annual town water supply charge of \$134.95 for a maximum quantity of 360 kL of water is payable for each use—

- (a) a retail shop;
- (b) an office;
- (c) a bank;
- (d) a warehouse;
- (e) a bulk store.

Excess water charges

3. The water charge of for each kL of water supplied in excess of the maximum quantity for a use under section 1 is 59 c.

Water charges may be levied on a proportional basis

4. Charges for water supply may be levied on a proportional basis.

Sewerage and sullage water disposal charges

5.(1) The annual charges for sewerage services are—

- (a) for a private residence—\$276.25; and
- (b) for other premises—
 - (i) for the first pedestal—\$276.25; and

SCHEDULE 4 (continued)

(ii) for each urinal or additional pedestal—\$110.65.

(2) The annual charges for sullage water disposal (if the disposal is connected to the sewerage system) are—

(a) for a private residence—\$148.70; and

(b) for other premises—

(i) for the first 3 units—\$371.65; and

(ii) for each additional unit—\$60.55.

(3) In subsection (2)(b)—

“**unit**” means a pedestal or urinal.

Garbage collection charges

6.(1) The annual charge for collecting garbage each week is \$90.05 for each garbage bin.

(2) An additional charge of \$2.30 for each bin for each service is payable for additional garbage collection services.

SCHEDULE 5

SUGAR MILL ASSESSMENTS

section 25

Irrigation area	Rate of assessment (for each tonne of 94 net titre sugar)
	\$
Bundaberg	4.95
Burdekin River—	
(a) Giru ground water area	3.10
(b) another area	3.70
Eton	4.05
Lower Mary River	4.95

SCHEDULE 6

DRAINAGE RATES

section 26

Irrigation area	Drainage rate (for each hectare)
	\$
Bundaberg	16.20
Burdekin River	16.20
Dawson Valley	16.20
Emerald	16.20
St George	16.20

ENDNOTES

1 Index to endnotes

		Page
2	Date to which amendments incorporated	57
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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 7 April 1997. Future amendments of the Water Resources (Rates and Charges) Regulation 1992 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

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

*Water Resources (Rates and Charges)
Regulation 1992*

4 Table of earlier reprints

Reprint No.	Amendments included	Reprint date
1	none	28 April 1993
2	to SL No. 456 of 1994	27 January 1994
2A	to SL No. 277 of 1995	14 October 1996

5 List of legislation

Water Resources (Rates and Charges) Regulation 1992 SL No. 336

notfd gaz 6 November 1992 pp 1286–9
commenced on date of notification

as amended by—

Water Resources (Rates and Charges) Amendment Regulation (No. 1) 1993 SL No. 424

notfd gaz 26 November 1993 pp 1483–6
ss 6, 9 in relation to the insertion of new ss 13C and 13D and new sch 9, to the extent that the sections and provisions apply to the Bowen Ground Water Area, the Bowen–Broken Rivers Project and the Burdekin River Irrigation Area, commenced 1 January 1994 (see s 3(1))

s 7 commenced 1 January 1994 (see s 3(2))
remaining provisions commenced on date of notification

Water Resources (Rates and Charges) Amendment Regulation (No. 1) 1994 SL No. 456

notfd gaz 16 September 1994 pp 1792–7
commenced on date of notification

Water Resources (Rates and Charges) Amendment Regulation (No. 1) 1995 SL No. 277

notfd gaz 6 October 1995 pp 579–80
commenced on date of notification

Water Resources (Rates and Charges) Amendment Regulation (No. 1) 1996 SL No. 382

notfd gaz 13 December 1996 pp 1470–2
commenced on date of notification

6 List of annotations

Definitions

- s 2** def “**channel supply**” amd 1993 SL No. 424 s 2 sch
 def “**consumer offtake**” ins 1995 SL No. 277 s 3
 def “**drainage rate**” amd 1994 SL No. 456 s 2 sch
 def “**ground water area**” amd 1993 SL No. 424 s 2 sch
 def “**irrigation project**” amd 1993 SL No. 424 s 2 sch
 def “**local services**” ins 1993 SL No. 424 s 4
 amd 1996 SL No. 382 s 3(1)
 def “**nominal allocation charge**” amd 1994 SL No. 456 s 2 sch
 def “**QIDC business variable rate**” ins 1993 SL No. 424 s 4
 om 1995 SL No. 277 s 3
 def “**QIDC business variable lending rate**” ins 1995 SL No. 277 s 3
 def “**QIDC indicator lending rate**” om 1993 SL No. 424 s 4
 def “**regulated section**” amd 1993 SL No. 424 s 2 sch; 1994 SL No. 456
 s 2 sch
 def “**rural residential purposes**” ins 1995 SL No. 277 s 3
 def “**serviced land**” ins 1993 SL No. 424 s 4
 amd 1994 SL No. 456 s 2 sch; 1996 SL No. 382 s 3(2)
 def “**sugar mill assessment**” amd 1993 SL No. 424 s 2 sch; 1994 SL
 No. 456 s 2 sch
 def “**surface water**” amd 1993 SL No. 424 s 2 sch
 def “**water harvesting**” amd 1993 SL No. 424 s 2 sch

Charges payable to the Corporation

- s 4** prev s 4 renum as s 6 1994 SL No. 456 s 2 sch
 pres s 4 (prev s 3A) ins 1993 SL No. 424 s 5
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch

Fee for application for amended licence—Act, s 45

- s 4A** ins 1996 SL No. 382 s 4

Fee for proposal and application for subdivision—Act, s 119

- s 4B** ins 1996 SL No. 382 s 4

Fee for proposal for agreement for transfer of water under allocation—Act, s 231

- s 4C** ins 1996 SL No. 382 s 4

Interest on outstanding debt

- s 5** prev s 5 renum as s 7 1994 SL No. 456 s 2 sch
 pres s 5 (prev s 3B) ins 1993 SL No. 424 s 5
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch; 1995 SL No. 277 s 4; 1996 SL No. 382 s 5

Regulated section of a watercourse

- s 6** prev s 6 renum as s 8 1994 SL No. 456 s 2 sch
 pres s 6 (prev s 4) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch

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Periods of unregulated flow

- s 7** prev s 7 renum as s 9 1994 SL No. 456 s 2 sch
 pres s 7 (prev s 5) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch

Periods of unrestricted flow—Lockyer Valley Project

- s 8** prev s 8 renum as s 10 1994 SL No. 456 s 2 sch
 pres s 8 (prev s 6) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch

Water available from the natural flow in Pie Creek

- s 9** prev s 9 renum as s 11 1994 SL No. 456 s 2 sch
 pres s 9 (prev s 7) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch

Irrigation projects

- s 10** prev s 10 om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
 amd 1993 SL No. 424 s 2 sch
 pres s 10 (prev s 8) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch

Ground water areas

- s 11** prev s 11 om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
 amd 1993 SL No. 424 s 2 sch
 pres s 11 (prev s 9) amd 1993 SL No. 424 s 2 sch
 renum 1994 SL No. 456 s 2 sch

PART 3—WATER CHARGES

- pt hdg** prev pt 3 hdg om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
 pres pt 3 hdg (prev pt 3A hdg) ins 1993 SL No. 424 s 6
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch

Application of Part

- s 13A** ins 1993 SL No. 424 s 6
 om 1994 SL No. 456 s 2 sch

Meaning of terms

- s 12** prev s 12 om 1993 SL No. 424 s 2 sch
 pres s 12 (prev s 13B) ins 1993 SL No. 424 s 6
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch

Water charges for Sch 1 land

- s 13** prev s 13 om 1993 SL No. 424 s 2 sch
 pres s 13 (prev s 13C) ins 1993 SL No. 424 s 6
 renum 1994 SL No. 456 s 2 sch
 amd 1994 SL No. 456 s 2 sch

*Water Resources (Rates and Charges)
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Minimum water charge for nominal allocations granted to Sch 1 land

- s 14** prev s 14 renum as s 25 1994 SL No. 456 s 2 sch
pres s 14 (prev s 13D) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Water charges for Sch 2 land

- s 15** prev s 15 renum as s 26 1994 SL No. 456 s 2 sch
pres s 15 (prev s 13E) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Charges for water in excess of entitlements

- s 16** prev s 16 renum as s 27 1994 SL No. 456 s 2 sch 2
pres s 16 (prev s 13F) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Nominal allocation charges

- s 17** pres s 17 (prev s 13G) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch
sub 1995 SL No. 277 s 5
amd 1996 SL No. 382 s 6

Payment of a nominal allocation charge by instalments

- s 18** prev s 18 ins 1993 SL No. 424 s 8
om 1994 SL No. 456 s 2 sch
pres s 18 (prev s 13H) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
sub 1995 SL No. 277 s 5

PART 4—LOCAL SERVICES CHARGES

- pt hdg** (prev pt 3B hdg) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch

Meaning of “owner”

- s 19** (prev s 13I) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch

Charge for local services

- s 20** (prev s 13J) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Owner must pay within 30 days

- s 21** (prev s 13K) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch

*Water Resources (Rates and Charges)
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Notice to Corporation concerning dealings with land

s 22 (prev s 13L) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Evidentiary provisions

s 23 (prev s 13M) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch

Collection of garbage

s 24 (prev s 13N) ins 1993 SL No. 424 s 6
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

PART 5—OTHER CHARGES

pt hdg (prev pt 4 hdg) renum 1994 SL No. 456 s 2 sch

Sugar mill assessments

s 25 (prev s 14) amd 1993 SL No. 424 s 2 sch
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Drainage rates

s 26 (prev s 15) amd 1993 SL No. 424 s 2 sch
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

Drainage levy—Emerald Left Bank

s 27 (prev s 16) amd 1993 SL No. 424 s 2 sch
renum 1994 SL No. 456 s 2 sch
amd 1994 SL No. 456 s 2 sch

PART 5—MISCELLANEOUS

pt hdg om R1 (see RA s 37)

Repeal of Part 3 and Schedules 1 to 4

s 17 prev s 17 om R1 (see RA s 40)
new s 17 ins 1993 SL No. 424 s 7
om R2 (see RA s 40)

Repeal of certain regulation and order

s 18 prev s 18 ins 1993 SL No. 424 s 8
om 1994 SL No. 456 s 2 sch

SCHEDULE 1—CHARGES—AREAS OTHER THAN MAREEBA–DIMBULAH

prev sch 1 amd 1993 SL No. 424 s 2 sch
om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
pres sch 1 ins 1994 SL No. 456 s 4
sub 1995 SL No. 277 s 6; 1996 SL No. 382 s 7

*Water Resources (Rates and Charges)
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SCHEDULE 2—CHARGES—MAREEBA—DIMBULAH

prev sch 2 amd 1993 SL No. 424 s 2 sch
om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
pres sch 2 ins 1994 SL No. 456 s 4
sub 1995 SL No. 277 s 6; 1996 SL No. 382 s 7

SCHEDULE 3—NOMINAL ALLOCATION CHARGES

prev sch 3 amd 1993 SL No. 424 s 2 sch
om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
pres sch 3 (prev sch 5) sub 1993 SL No. 424 s 9
renum 1994 SL No. 456 s 3(1)

Bowen–Broken Rivers Project

s 2 prov hdg amd 1994 SL No. 456 s 3(2)

Burdekin River Irrigation Area or Project

s 5 amd 1994 SL No. 456 s 3(3)–(4)

Lower Mary irrigation area or project

s 14 sub 1995 SL No. 277 s 7(1)

Mareeba–Dimbulah Irrigation Area or Project

s 17 amd 1996 SL No. 382 s 8

Mary Valley project

s 18 sub 1995 SL No. 277 s 7(2)

Tarong pipeline project

s 22 ins 1995 SL No. 277 s 7(3)

Three Moon Creek Project

s 23 (prev s 22) renum 1995 SL No. 277 s 7(4)

Upper Burnett Project

s 24 (prev s 23) renum 1995 SL No. 277 s 7(4)

Upper Condamine River

s 25 (prev s 24) renum 1995 SL No. 277 s 7(4)

Warrill Valley Project

s 26 (prev s 25) renum 1995 SL No. 277 s 7(4)

SCHEDULE 4—CHARGES FOR LOCAL SERVICES

prev sch 4 amd 1993 SL No. 424 s 2 sch
om 1992 SL No. 336 s 17 (as ins 1993 SL No. 424 s 7)
pres sch 4 ins 1994 SL No. 456 s 4
sub 1995 SL No. 277 s 8

Town water supply charges—general

s 1 amd 1996 SL No. 382 s 9 sch

Town water supply charges for certain multiple uses

s 2 amd 1996 SL No. 382 s 9 sch

*Water Resources (Rates and Charges)
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Excess water charges

s 3 amd 1996 SL No. 382 s 9 sch

Sewerage and sullage water charges

s 5 amd 1996 SL No. 382 s 9 sch

Garbage collection charges

s 6 amd 1996 SL No. 382 s 9 sch

SCHEDULE 5—SUGAR MILL ASSESSMENTS

prev sch 5 renum as sch 3 1994 SL No. 456 s 3(1)

pres sch 5 ins 1994 SL No. 456 s 4

sub 1995 SL No. 277 s 9; 1996 SL No. 382 s 10

SCHEDULE 6—DRAINAGE RATES

prev sch 6 om 1993 SL No. 424 s 9

pres sch 6 ins 1994 SL No. 456 s 4

sub 1995 SL No. 277 s 9; 1996 SL No. 382 s 10

SCHEDULE 7—SUGAR MILL ASSESSMENTS

sub 1993 SL No. 424 s 9

om 1994 SL No. 456 s 4

SCHEDULE 8—DRAINAGE RATES

sub 1993 SL No. 424 s 9

om 1994 SL No. 456 s 4

SCHEDULE 9—CHARGES—AREAS OTHER THAN MAREEBA–DIMBULAH

ins 1993 SL No. 424 s 9

om 1994 SL No. 456 s 4

SCHEDULE 10—CHARGES—MAREEBA–DIMBULAH AREA

ins 1993 SL No. 424 s 9

om 1994 SL No. 456 s 4

SCHEDULE 11—CHARGES FOR LOCAL SERVICES

ins 1993 SL No. 424 s 9

om 1994 SL No. 456 s 4