

Queensland



Subordinate Legislation 1997 No. 159

Water Resources Act 1989

River Improvement Trust Act 1940

**NATURAL RESOURCES LEGISLATION
AMENDMENT REGULATION (No. 1) 1997**

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PART 1—PRELIMINARY

Short title

1. This regulation may be cited as the *Natural Resources Legislation Amendment Regulation (No. 1) 1997*.

PART 2—AMENDMENT OF WATER RESOURCES (WATER SUPPLY AGREEMENTS) REGULATION 1996

Regulation amended in this part

2. This part amends the *Water Resources (Water Supply Agreements) Regulation 1996*.

Amendment of s 2 (Approval of corporation supplying water—Act, s 15)

3. Section 2, ‘each agreement mentioned’—
omit, insert—
‘each agreement¹ mentioned’.

Replacement of schedule (Agreements)

4. Schedule—
omit, insert—

¹ A copy of each agreement mentioned in the schedule may be inspected at the department’s office in Mineral House at 41 George Street, Brisbane.

‘SCHEDULE

‘AGREEMENTS

section 2

‘PART 1—BLACKWATER MINE

An agreement made on 6 February 1990 (amending an agreement made on 23 July 1968, as subsequently amended) between the following parties—

- Water Resources Commission
- and
- BHP-Utah Coal Limited (formerly known as Utah Development Company Limited), a company incorporated in the State
- Mitsubishi Development Pty Ltd, a company incorporated in the State
- Australian Mutual Provident Society, a corporation incorporated in the State of New South Wales
- Umal Consolidated Limited, a company incorporated in the State of New South Wales
- Pancontinental Mining Limited, a company incorporated in the State
- Utah Queensland Coal Limited, a company incorporated in the State of Nevada, United States of America
- Bowen Basin Minerals Proprietary Limited, a company incorporated in the State
- QCT Investment Pty Ltd, a company incorporated in the State
- QCT Mining Pty Ltd, a company incorporated in the State
- and

- Bell Coal Pty Ltd, a company incorporated in the State
- UB Minerals, Inc, a company incorporated in the State of Nevada, United States of America.

A further agreement made on 14 September 1993 (amending an agreement made on 23 July 1968, as subsequently amended) between the following parties—

- Primary Industries Corporation
and
- BHP Australia Coal Limited (ACN 010 595 721)
- Umal Consolidated Limited (ACN 010 767 386)
- Mitsubishi Development Pty Ltd (ACN 009 779 873)
- Australian Mutual Provident Society (ARBN 008 387 371)
- BHP Queensland Coal Limited (ARBN 010 506 073),
(previously known as Utah Queensland Coal Limited)
- Bowen Basin Minerals Proprietary Limited (ACN 010 636 174)
- QCT Investment Pty Ltd (ACN 010 487 831)
- QCT Mining Pty Ltd (ACN 010 487 840)
- Pancontinental Coal Pty Limited (ACN 010 168 484)
and
- Pancontinental Mining Limited (ACN 009 712 092).

‘PART 2—EUNGELLA PIPELINE

An agreement made on 6 February 1990 (amending an agreement made on 22 June 1970, as subsequently amended) between the following parties—

- Water Resources Commission

and

- BHP-Utah Coal Limited (formerly known as Utah Development Company Limited), a company incorporated in the State
- Mitsubishi Development Pty Ltd, a company incorporated in the State
- Australian Mutual Provident Society, a corporation incorporated in the State of New South Wales
- Umal Consolidated Limited, a company incorporated in the State of New South Wales
- Pancontinental Mining Limited, a company incorporated in the State
- Utah Queensland Coal Limited, a company incorporated in the State of Nevada, United States of America
- Bowen Basin Minerals Proprietary Limited, a company incorporated in the State
- QCT Investment Pty Ltd, a company incorporated in the State
- QCT Mining Pty Ltd, a company incorporated in the State

and

- Bell Coal Pty Ltd, a company incorporated in the State
- UB Minerals, Inc, a company incorporated in the State of Nevada, United States of America.

A further agreement made on 15 February 1990 (amending an agreement made on 22 June 1970, as subsequently amended) between the following parties—

- Water Resources Commission
- and
- BHP-Utah Coal Limited (formerly known as Utah Development Company Limited), a company incorporated in the State
 - Mitsubishi Development Pty Ltd, a company incorporated in the State

- Australian Mutual Provident Society, a corporation incorporated in the State of New South Wales
- Umal Consolidated Limited, a company incorporated in the State of New South Wales
- Pancontinental Mining Limited, a company incorporated in the State
- Utah Queensland Coal Limited, a company incorporated in the State of Nevada, United States of America
- Bowen Basin Minerals Proprietary Limited, a company incorporated in the State
- QCT Investment Pty Ltd, a company incorporated in the State
- QCT Mining Pty Ltd, a company incorporated in the State.

A further agreement made on 7 September 1992 (amending an agreement made on 22 June 1970, as subsequently amended) between the following parties—

- Water Resources Commission
and
- BHP Australia Coal Limited (ACN 010 595 721), (formerly known as BHP-Utah Coal Limited)
- Mitsubishi Development Pty Ltd (ACN 009 779 873)
- Australian Mutual Provident Society (ARBN 008 387 371)
- Umal Consolidated Limited (ACN 010 767 386)
- Pancontinental Mining Limited (ACN 009 712 092)
- Utah Queensland Coal Limited (ARBN 010 506 073)
- Bowen Basin Minerals Proprietary Limited (ACN 010 636 174)
- QCT Investment Pty Ltd (ACN 010 487 831)
- QCT Mining Pty Ltd (ACN 010 487 840).

A further agreement made on 14 September 1993 (amending an agreement made on 22 June 1970, as subsequently amended) between the following parties—

- Primary Industries Corporation
- and
- BHP Australia Coal Limited (ACN 010 595 721)
- Umal Consolidated Limited (ACN 010 767 386)
- Mitsubishi Development Pty Ltd (ACN 009 779 873)
- Australian Mutual Provident Society (ARBN 008 387 371)
- BHP Queensland Coal Limited (ARBN 010 506 073),
(previously known as Utah Queensland Coal Limited)
- Bowen Basin Minerals Proprietary Limited (ACN 010 636 174)
- QCT Investment Pty Ltd (ACN 010 487 831)
- QCT Mining Pty Ltd (ACN 010 487 840)
- Pancontinental Coal Pty Limited (ACN 010 168 484)
- and
- Pancontinental Mining Limited (ACN 009 712 092).

‘PART 3—SARAJI AND OTHER MINES

An agreement made on 6 February 1990 (amending agreements made on 25 March 1976 and 30 November 1976, as subsequently amended) between the following parties—

- Water Resources Commission
- and
- BHP-Utah Coal Limited (formerly known as Utah Development Company Limited), a company incorporated in the State

- Mitsubishi Development Pty Ltd, a company incorporated in the State
- Australian Mutual Provident Society, a corporation incorporated in the State of New South Wales
- Umal Consolidated Limited, a company incorporated in the State of New South Wales
- Pancontinental Mining Limited, a company incorporated in the State
- Utah Queensland Coal Limited, a company incorporated in the State of Nevada, United States of America
- Bowen Basin Minerals Proprietary Limited, a company incorporated in the State
- QCT Investment Pty Ltd, a company incorporated in the State
- QCT Mining Pty Ltd, a company incorporated in the State
and
- Bell Coal Pty Ltd, a company incorporated in the State
- UB Minerals, Inc, a company incorporated in the State of Nevada, United States of America.

A further agreement made on 14 September 1993 (amending agreements made on 25 March 1976 and 30 November 1976, as subsequently amended) between the following parties—

- Primary Industries Corporation
and
- BHP Australia Coal Limited (ACN 010 595 721)
- Umal Consolidated Limited (ACN 010 767 386)
- Mitsubishi Development Pty Ltd (ACN 009 779 873)
- Australian Mutual Provident Society (ARBN 008 387 371)
- BHP Queensland Coal Limited (ARBN 010 506 073),
(previously known as Utah Queensland Coal Limited)

- Bowen Basin Minerals Proprietary Limited (ACN 010 636 174)
 - QCT Investment Pty Ltd (ACN 010 487 831)
 - QCT Mining Pty Ltd (ACN 010 487 840)
 - Pancontinental Coal Pty Limited (ACN 010 168 484)
- and
- Pancontinental Mining Limited (ACN 009 712 092).

‘PART 4—GREGORY MINE

An agreement made on 6 February 1990 (amending an agreement made on 23 May 1979, as subsequently amended) between the following parties—

- Water Resources Commission
- and
- BHP Minerals Limited, a company incorporated in the State of Western Australia
 - Australian Mutual Provident Society, a corporation incorporated in the State of New South Wales
 - Pancontinental Mining Limited, a company incorporated in the State
 - Utah Queensland Coal Limited, a company incorporated in the State of Nevada, United States of America
 - Bowen Basin Minerals Proprietary Limited, a company incorporated in the State
 - QCT Investment Pty Ltd, a company incorporated in the State
 - QCT Mining Pty Ltd, a company incorporated in the State
 - Mitsubishi Development Pty Ltd, a company incorporated in the State
- and

- Bell Coal Pty Ltd, a company incorporated in the State
- UB Minerals, Inc, a company incorporated in the State of Nevada, United States of America
- and
- BHP-Utah Coal Limited, a company incorporated in the State.

A further agreement made on 14 September 1993 (amending an agreement made on 23 May 1979, as subsequently amended) between the following parties—

- Primary Industries Corporation
- and
- BHP Minerals Limited (ACN 008 694 782)
- Australian Mutual Provident Society (ARBN 008 387 371)
- BHP Queensland Coal Limited (ARBN 010 506 073),
(previously known as Utah Queensland Coal Limited)
- Bowen Basin Minerals Proprietary Limited (ACN 010 636 174)
- QCT Investment Pty Ltd (ACN 010 487 831)
- QCT Mining Pty Ltd (ACN 010 487 840)
- Mitsubishi Development Pty Ltd (ACN 009 779 873)
- Pancontinental Coal Pty Limited (ACN 010 168 484)
- and
- Pancontinental Mining Limited (ACN 009 712 092)
- and
- BHP Australia Coal Limited (ACN 010 595 721).

‘PART 5—COUNCIL OF THE SHIRE OF PIONEER

An agreement made on 20 November 1992 between the Primary Industries Corporation and the Council of the Shire of Pioneer.

‘PART 6—YARRABEE COAL COMPANY PTY LTD

An agreement made on 15 April 1993 between the Primary Industries Corporation and the Yarrabee Coal Company Pty Ltd, a company registered in the State and having its registered office c/- BDO Nominees (Qld) Pty Ltd, 300 Queen Street, Brisbane.

‘PART 7—COUNCIL OF THE SHIRE OF BEAUDESERT

An agreement made on 4 June 1993 between the Primary Industries Corporation and the Council of the Shire of Beaudesert.

‘PART 8—WONDAI SHIRE COUNCIL

An agreement made on 5 November 1993 between the Primary Industries Corporation and the Wondai Shire Council.

‘PART 9—COUNCIL OF THE SHIRE OF EMERALD

An agreement made on 18 January 1994 between the Primary Industries Corporation and the Council of the Shire of Emerald.

‘PART 10—ENSHAM JOINT VENTURE

An agreement made on 25 March 1994 between the Primary Industries Corporation and the following parties (all collectively referred to in the agreement with their permitted assignees or transferees as “Ensham Joint Venture”)—

- Idemitsu Queensland Pty Limited (ACN 010 236 272)
- Bligh Coal Limited (ACN 010 186 393)
- Lucky-Goldstar International (Australia) Pty Ltd (ACN 002 806 831).

‘PART 11—A. J. BUSH & SONS (MANUFACTURES) PTY LTD

An agreement made on 12 April 1994 between the Primary Industries Corporation and A. J. Bush & Sons (Manufactures) Pty Ltd of PO Box 600, Beaudesert, Queensland.

‘PART 12—COUNCIL OF THE SHIRE OF MAREEBA

An agreement made on 21 March 1995 between the Primary Industries Corporation and the Council of the Shire of Mareeba.

‘PART 13—LEINER DAVIS GELATIN INTERNATIONAL LTD

An agreement made on 2 May 1996 between the Primary Industries Corporation and Leiner Davis Gelatin International Ltd (ACN 000 010 597) about industrial water.

‘PART 14—LEINER DAVIS GELATIN INTERNATIONAL LTD

An agreement made on 2 May 1996 between the Primary Industries Corporation and Leiner Davis Gelatin International Ltd (ACN 000 010 597) about dilution water.

‘PART 15—NORTH WEST QUEENSLAND WATER PIPELINE PTY LTD

An agreement made on 14 May 1996 between the Primary Industries Corporation and North West Queensland Water Pipeline Pty Ltd (ACN 070 999 218).

‘PART 16—MOUNT ISA MINES LIMITED

An agreement made on 15 May 1996 between the following parties—

- Agipcoal Australia Pty Ltd (ACN 002 501 297)
- Enirisorse SpA, a company incorporated in Italy and having its principal place of business at Plaza Lodovico Cerva 7, Rome 00143, Italy
- Itochu Coal Resources Australia Pty Ltd (ACN 072 596 733)
- Itochu Corporation, a company incorporated in Japan and having its principal place of business at 5-1, Kita-Aoyama 2-chome, Minato-ku, Tokyo, Japan
- Mount Isa Mines Limited (ACN 009 661 447)
- Primary Industries Corporation.

‘PART 17—EUNGELLA WATER PIPELINE PTY LTD

An agreement made on 11 June 1996 between the Primary Industries Corporation and Eungella Water Pipeline Pty Ltd (ACN 070 999 236).’.

PART 3—REPEALS

Repeals

5. The following instruments are repealed—

- River Improvement Trust (Bremer River Improvement Trust)
Order 1993 SL No. 69
- River Improvement Trust (Haughton River Improvement Trust)
Order 1993 SL No. 24

- River Improvement Trust (Pioneer River) Order 1993 SL No. 81
 - River Improvement Trust (Proserpine River) Order 1993 SL No. 80
 - Water Resources (A J Bush & Sons (Manufactures) Pty Ltd) Regulation 1994 SL No. 336
 - Water Resources (Central Queensland Coal Associates Agreement) Regulation 1994 SL No. 207
 - Water Resources (Central Queensland Water Supply Agreement) Regulation 1993 SL No. 186
 - Water Resources (Ensham Joint Venture) Regulation 1994 SL No. 277
 - Water Resources (Pioneer Water Supply Agreement) Regulation 1993 SL No. 59
 - Water Resources (Shire of Beaudesert) Regulation 1993 SL No. 305
 - Water Resources (Shire of Emerald) Regulation 1994 SL No. 123
 - Water Resources (Shire of Gayndah) Regulation 1994 SL No. 208
 - Water Resources (Shire of Wondai) Regulation 1994 SL No. 131
 - Water Resources (Yarrabee Coal Company Water Supply Agreement) Regulation 1994 SL No. 96.
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ENDNOTES

1. Made by the Governor in Council on 19 June 1997.
2. Notified in the gazette on 20 June 1997.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Natural Resources.