

Application for a Water-Use Licence or a Water-Use Registration

Explanatory Notes

General

1. This application facilitates the granting of a water-use licence or water-use registration for one or more parcels of land where those parcels are contiguous.
 2. If there is a transfer of ownership of **part** of the land specified in the water-use licence or water-use registration, the existing licence or registration will be cancelled on the day the transfer of ownership of the land takes place. A new water-use licence or water-use registration can be applied for before the land transfer however, it will not be approved until the transfer of land is recorded by the land registrar.
 3. If you are applying for a water-use licence or water-use registration, and works are required, an *Application for a Works Licence* must be submitted before the application for a new water-use licence or water-use registration can be processed.
 4. If you are applying for a water-use licence or water-use registration and that parcel of land already has an existing licence or registration, you must submit an *Application to Cancel the Water-Use Licence/Water-Use Registration* before the application for a new licence or registration can be processed.
 5. If you are applying for a water-use licence to irrigate land not previously covered by a water-use licence, an 'Irrigation and Drainage Plan' must accompany your application. The Irrigation and Drainage Plan must be developed in accordance with the Water Authority's "New Irrigation Development Guidelines." These can be obtained from your Water Authority.
 6. A copy of the land title(s) must be provided with your application (for all land which the licence is to cover). This can be obtained through the Land Registry www.land.vic.gov.au. If you do not have a land title, you may still submit this application however the land title will need to be provided before this application can be approved.
- Process for obtaining approval**
- Lodgement
7. The applicant must complete an Application for a *Water-Use Licence or a Water-Use Registration*, and lodge the completed form including payment of the application fee and accompanying documents with the Water Authority over the counter or by mail.
 8. The Water Authority will not accept:
 - Photocopied forms as the application number on the top right-hand corner must be unique.
 - Faxed forms as original signatures are required.
 9. Once an application for a water-use licence is lodged, the application will be internally reviewed to determine if the application needs to be referred to other authorities before approval can be granted. The application may need to be referred to an Irrigation Development Case Manager for an Irrigation Development Guidelines assessment if:
 - i. There was no previous water-use licence on that parcel of land;
 - ii. The applicant requests the application be referred to an Irrigation Development Case Manager;
 - iii. There is an overall increase in the annual-use limit across the parcels covered by the existing water-use licence;
 - iv. There is an overall increase in the area irrigable under the existing water-use licence.
 10. The *Water-Use Licence or a Water-Use Registration* application form and the schedule of application fees are available from the Water Authority.

If you require further information please contact your Water Authority:

Goulburn-Murray Water
40 Casey Street
PO Box 165, TATURA 3616 T: (03) 5833-5500

Lower Murray Water
741-759 Fourteenth Street
PO Box 1438, MILDURA 3502 T: (03) 5051-3400

First Mildura Irrigation Trust
120 Ninth Street
PO Box 5024, MILDURA 3502 T: (03) 5021-1811

Approval of the Application

11. If the application is approved, a letter will be sent to the first listed land owner, with a copy to the water broker if a water broker coordinated the application. The letter will advise that the water-use licence or water-use registration has been approved and recorded in the water register. A copy of the water-use licence or water-use registration records will be attached and will state the licence conditions. It is an offence to fail to comply with licence conditions.

Refusal of the Application

12. If the Water Authority refuses the application, the Water Authority will send the applicant a letter stating the reasons for the refusal. A copy will be sent to the water broker if they coordinated the trade.
13. The water-use licence or water-use registration application may be refused if the applicant is not the owner of the land.
14. In addition, the Water Authority must not grant a water-use licence if, after considering the matters set out in section 64M of the Water Act 1989, it is of the opinion that:
 - i. The standard water-use conditions that would apply cannot be complied with.
 - ii. The granting of the licence would be inconsistent with the water-use objectives that would apply to the licence.
 - iii. There are no works or systems in place or likely to be installed in the near future for delivering water to the land specified in the licence (eg if licensed works are necessary and there is no Works Licence or lodged application for a Works Licence, or no reasonable prospect that a Works Licence will be issued).
15. The Water Authority will also refuse the water-use registration application if:
 - i. The use of water for the purpose set out in the application is prohibited by or under an Act.
 - ii. The maximum volume of water proposed in the application is not reasonable for use for the purpose set out in the application.
 - iii. There are no works or systems in place or likely to be installed in the near future for delivering water to the land.

More information required

16. If the Water Authority requires more information a letter will be sent to the applicant and to the water broker if the water broker coordinated the trade. The letter will make clear the missing information and/or incorrect information that requires correction.

How to complete the Application for a Water-Use Licence or a Water-Use Registration

Question 1 – Water-Use Licence/Water-Use Registration

A water-use licence is for irrigation. It also allows a range of other standard purposes including animal husbandry, industrial or commercial, aquaculture and dewatering.

A water-use registration is for purposes other than irrigation. These include intensive animal husbandry, industrial or commercial, aquaculture and dewatering.

If you have a water-use registration you may also apply to have a water-use licence on the same land parcel. However, each parcel can only have one water-use licence and/or one water-use registration.

Question 2 – Water Allocation Bank Account

Nominate the water allocation bank account that you wish the water-use licence and/or one water-use registration to be linked with.

Question 3 – Works Licence

Before being granted a water-use licence/registration, you must have a Works Licence or evidence that you have applied for a Works Licence (an application number). If Works are not required, (as water will be delivered directly to the land by a Water Authority under casual-use provisions) you will need to provide your service identification number. Your service identification number will be as per your invoice from the Water Authority.

Question 4 – Land

The water-use licence/water-use registration can be for several parcels of land providing the parcels are contiguous. The land volume/folios provided must be for the land on which water is sought to be used. The volume/folios must be as per your land title.

Question 5 – Water-Use Registrations Only

The purpose of the water-use registrations are, general purpose, intensive animal husbandry, industrial/commercial, aquaculture or dewatering.

For Goulburn-Murray Water general purpose allows irrigation, domestic and stock use, dairy use, and general non-irrigation farm use.

For Lower Murray Water general purpose allows irrigation, watering a kitchen garden that is not more than 0.4 hectares, watering animals kept as pets, watering cattle or other stock (not including piggeries, feed lots, poultry farms or any other intensive or commercial use), dairy use, and general non-irrigation farm use.

Question 6 – Water-use Licences Only

If you have an existing water-use licence/registration on your parcel of land you must have an application to cancel or vary the water-use licence/registration before the new water-use licence/registration can be approved.

Question 7 – Area to be Irrigated

The total area to be irrigated may be the same as the total area of the parcel/s (as per the land titles) or it may be less than the total area of the parcels.

Question 8 – Electing to refer your Application

Your application will be reviewed to decide if a referral to an Irrigation Development Case Manager is required. However, you are able to elect to have your application referred to a Case Manager regardless of the outcome of the review.

Question 9 – Land Owner(s) Signatures

All land owner(s) must sign. If there are more than 4 land owner(s) please fill out the same information for the additional land owners in Annexure 6.

Question 10 – Applicant(s) Water Broker

Please provide the name, signature, contact telephone number and party identification number if a water broker is coordinating the application. If the water broker has not received a party identification number, an identification number will be issued on receipt of this application. A letter regarding the approval, refusal or a requirement of more information will also be sent to the water broker (if applicable).

Application for a Water-Use Licence or a Water-Use Registration

Form 23

Application for Minister's approval to obtain a Water-Use Licence (under section 64O of the **Water Act 1989**) or to obtain a Water-Use Registration (under section 64AR of the **Water Act 1989**).

Application No: WUA

Privacy Collection Statement

The information from this form is collected under the Water Act 1989, in order to process this transaction. The information is used for the purpose of maintaining the water register and for the provision of statistical water market information. Most of the information in the water register is available to the public. Incomplete forms cannot be processed.

To be Completed by the Land Owner

1. Are you applying for:

- A water-use licence (for irrigation).
- A water-use registration (not for irrigation).

2. Do you have an existing Allocation Bank Account that you would like your water-use licence/water-use registration linked with?

- YES. Please provide the account number.
- NO. I would like to open a new Allocation Bank Account.

3. Will new works or systems need to be installed to deliver water to the land?

- YES. A Works Licence application is required. Please provide application number.
- NO. There are existing works to deliver water to the land, please provide your Works Licence number.
- NO. Water will be delivered directly to the land by a Water Authority either through a delivery share or under casual-use provisions. Please provide your service identification number.

4. Please list the Volume/Folio Reference Number(s) of the land you wish to use the water on, and attach copy(s) of the relevant land title(s).

Volume	Folio	Volume	Folio
i.		vi.	
ii.		vii.	
iii.		viii.	
iv.		ix.	
v.		x.	

Water-Use Registrations Only

5. What is the purpose for which the water-use registration will be used?

- General purpose
- Intensive animal husbandry
- Industrial or commercial
- Aquaculture
- Dewatering
- Other (please specify)

Water-Use Licences Only

6. Is there currently a water-use licence for the land described in question 4?

YES. Please provide the application number to cancel the existing water-use licence.

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NO. Please provide an Irrigation and Drainage Plan.

7. Total area to be irrigated ha

8. Would you like to elect that your application must be referred for assessment under Irrigation and Development Guidelines?

Yes No

Land Owner(s) Signature(s)

9. Please print name(s) in full and in capital letters. All registered owners of the land must sign. If there are more than four owners or the owner is a company please ensure that Annexure 6 is also completed. The first person listed will be the person to whom all correspondence will be sent.

Given name(s)	Surname	Signature
<input type="text"/>	<input type="text"/>	<input type="text"/>

Postal Address

Given name(s)	Surname	Signature
<input type="text"/>	<input type="text"/>	<input type="text"/>

Postal Address

Given name(s)	Surname	Signature
<input type="text"/>	<input type="text"/>	<input type="text"/>

Postal Address

Given name(s)	Surname	Signature
<input type="text"/>	<input type="text"/>	<input type="text"/>

Postal Address

Dated

10. Water Broker (if Water Broker coordinated the Application)

Given name(s)	Surname
<input type="text"/>	<input type="text"/>

Postal Address

Party ID Phone Number

Annexure 6

Water Act 1989

This is page _____ of Approved Form 23.
dated _____ between:
Signatures of the Parties

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To be Completed by the Land Owners(s)

Given name(s)	Surname	Signature
Postal Address		
Given name(s)	Surname	Signature
Postal Address		
Given name(s)	Surname	Signature
Postal Address		
Given name(s)	Surname	Signature
Postal Address		
Dated		

To be Completed if Company is Land Owner(s)

All notices and invoices will be sent to the postal address of the first named company.

1. Name of Company	ABN		
Postal Address			
Dated			
Given name(s)	Surname	Signature	Position
2. Name of Company	ABN		
Postal Address			
Dated			
Given name(s)	Surname	Signature	Position

Valid at 1st July 2007