

RESOURCE OPERATIONS LICENCE

Water Act 2000



NAME OF LICENCE

Bowen Broken Water Supply Scheme Resource Operations Licence.

HOLDER

Name of Holder: SunWater Limited (ACN 131 034 985)

Address: PO Box 15536, City East Qld 4002

Contact Name: Peter Boettcher, Chief Executive

RESOURCE OPERATIONS PLAN

The licence relates to the Burdekin Basin Resource Operations Plan (the Plan).

AUTHORITY TO INTERFERE

The licence authorises the licence holder to interfere with the flow of water in the Bowen Broken Water Supply Scheme, as detailed in the Plan Chapter 5 – Bowen Broken Water Supply Scheme, to the extent necessary to operate the water infrastructure to which the licence applies.

WATER INFRASTRUCTURE

The water infrastructure to which the licence applies is detailed in the Plan Attachment 5 (b) – Bowen Broken Water Supply Scheme.

CONDITIONS

1. OPERATING ARRANGEMENTS AND SUPPLY REQUIREMENTS

1.1 The licence holder must comply with the operating arrangements and supply requirements detailed in the Plan Chapter 5.

2. METERING

2.1 The licence holder must meter in accordance with the Plan Chapter 1 section 10.

3. MONITORING AND REPORTING REQUIREMENTS

3.1 The licence holder must monitor and report as set out in the Plan Chapter 10 – Scheme licence holder monitoring and reporting.

3.2 The licence holder must monitor and report in accordance with the Department of Environment and Resource Management water monitoring data collection standard and water monitoring data reporting standard as specified in the Plan Chapter 1 sections 11 and 12.

4. TRANSITIONAL ARRANGEMENTS

4.1 The transitional arrangements detailed in Schedule 1 apply if, on the day the Plan commences, the licence holder is unable to meet the requirements of the Plan as required under Conditions 1, 2 and 3.

5. STATED AMENDMENT – WATER ACT 2000, SECTION 113

5.1 The Chief Executive may amend this licence to change the transitional arrangements stated in Schedule 1, if necessary, as a consequence of the licence holder's completion of elements of the implementation program approved by the Chief Executive under the Plan Chapter 1 section 14.

5.1 The Chief Executive may amend this licence to delete Schedule 1 upon the licence holder's completion of all elements of the of the implementation program approved by the Chief Executive under the Plan Chapter 1 section 14.

COMMENCEMENT OF LICENCE

The licence takes effect on 14 December 2009.

GRANTED ON 14 December 2009.

A handwritten signature in black ink, appearing to read 'RB Crothers'.

RB (Tom) Crothers

General Manager, Water Allocation and Planning

SCHEDULE 1

TRANSITIONAL ARRANGMENTS

- 1.** This Schedule applies:
 - (a) if, on the day that the Burdekin Basin Resource Operations Plan (the Plan) commences, the licence holder is unable to meet the requirements of the Plan so as to comply with Conditions 1, 2 and 3 of this licence;
 - (b) only to the extent that the license holder is unable to comply with the Plan and Conditions 1, 2 and 3 of this licence.

- 2.** Notwithstanding Conditions 1, 2 and 3 the license holder must:
 - (a) comply with the Plan Chapter 1 section 14 in submitting for approval by the Chief Executive the licence holder's statement of current programs and implementation program for the implementation of the Plan
 - (b) to the extent that the licence holder's inability to comply with the Plan and Conditions 1, 2 and 3 of this licence relates to an operation or matter for which provision was made in the Interim Resource Operations Licence for the Bowen Broken Water Supply Scheme (IROL) as in force immediately before the commencement of the Plan – continue to comply with the IROL in respect of the matter or operation as if the IROL had not ceased to have effect, but only until the Chief Executive approves the licence holder's implementation program under the Plan Chapter 1 section 14
 - (c) following the Chief Executive's approval of the implementation program under the Plan Chapter 1 Section 14 – continue to operate and undertake monitoring and reporting in accordance with the implementation program approved by the Chief Executive, but only to the extent of the elements of the implementation program that have not been replaced by the arrangements implemented under the approved program.