

Purpose of the Form

The application form is a document approved for use within the state of Queensland under the provisions of the *Water Act 2000*.

A seasonal water assignment enables a landholder to assign the use of water available under a water allocation to another landholder for the remainder of the current water year. Such assignments can only occur in those areas where a water resource plan, resource operations plan or a regulation permits the seasonal assignment of a water allocation.

Conditions will apply in accordance with the seasonal water assignment rules for a particular Water Management Area that are published annually and based on current water availability.

Unless otherwise indicated, all parts of the form should be completed. The department may require the applicant to give additional information and you will be contacted if this is the case.

Availability

The maximum amount that the seller may temporarily assign is their available annual entitlement at the time of application. There is no limit on the number of assignments that can be made in any water year.

The seller and buyer must provide the current meter readings for all meters attached to the approved works used to take the water.

Application

To apply for seasonal water assignment of a water allocation, the buyer and seller must complete and sign this application form and submit the original to the Department of Natural Resources and Water. Signatures are required from all persons who are the licensees of licences listed in Section A (the applicant). All persons listed in Part B to whom the water is to be assigned must also sign the transfer statement.

Outstanding Accounts

Any outstanding accounts must be paid before the application will be considered. Where the seller may have an arrangement with the Department for payment of outstanding charges, the Department will require that the outstanding debt be discharged as a condition to approving the application. Where the proceeds from the seasonal assignment are less than the outstanding amount, the Department may approve the assignment subject to these proceeds being paid to the Department to reduce the outstanding amounts.

Dealing with Applications

Applications will be dealt with in order of receipt. Applicants will be advised by information notice (by mail) of the decision on the application. The decision on the application will be based on the water sharing rules in the resource operations plan.

Seasonal water assignments only apply within the current water year, with the assigned water available only from the date of approval of the application. If approved, a water permit will be issued to the assignee for the balance of the current water year.

Applications for seasonal water assignments cannot be made retrospectively to “cover” any previous excess use. Any unauthorised water use is and will be treated as a breach of entitlement conditions and will be dealt with under the provisions of the *Water Act 2000*.

A new application will be required and another fee will apply for a seasonal water assignment for a new water year.

Allocation and Flow Rates

The volume of water seasonally assigned will reduce water available to the seller for the water year. The volume of water seasonally assigned will increase the water available to the buyer in the water year. If any adjustments for distribution losses are required, these will be deducted from the seasonally assigned volume. All parties will be advised of any adjustments prior to approval.

The seasonally assigned volume is not affected by any increase in announced entitlement during the water year.

Seasonal water assignments do not alter the buyer or seller’s peak flow rate entitlement.

Water User Charges

Both the buyer and the seller will remain liable for their respective “Part A Charge”.
The buyer pays for any “Part B Charge”.

Operation of Transfer Market

Clients wishing to participate in the seasonal water assignment market will need to rely on word of mouth, a third party broker or other means to determine potential buyers and sellers. It will be the buyer or seller’s responsibility to check water available for seasonal water assignment. The Department of Natural Resources and Water will not undertake a market facilitation role.

The buyer and seller of water in the seasonal water assignment market must negotiate financial arrangements privately to facilitate the transaction. The Department of Natural Resources and Water will not act as a mediator.

Use of this Information

This information is collected under the authority of the *Water Act 2000* and the *Integrated Planning Act 1997* for the purpose of ensuring the sustainable management and efficient use of water and other resources. The instrument of the water authority will be placed on a publicly searchable register under section 1009 of the *Water Act 2000*.

SEE FOLLOWING PAGE FOR CHECKLIST

Checklist

The following checklist has been provided to assist you in completing this application. Ensuring that you have satisfied all of the following requirements will help avoid delays in the processing of your application.

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| <input type="checkbox"/> | All parts of the form are completed. |
| <input type="checkbox"/> | The application form is signed by all parties. |
| <input type="checkbox"/> | All parts of the form relating to Lot and Plan contain the correct real property descriptions. Failure to supply accurate details may result in delayed processing of application. |
| <input type="checkbox"/> | The prescribed fee is enclosed. |