

Appendix C: Public notice of intent to prepare a draft water resource plan

Public Notice

Proposal to prepare a Baffle Creek Basin Draft Water Resource Plan *Water Act 2000*

This is a notice under Section 40 of the *Water Act 2000* of the minister's intention to prepare a Baffle Creek Basin Draft Water Resource Plan.

1. Purpose

Notice is given that the minister intends to prepare a water resource plan, under section 40 of the *Water Act 2000*, to define the availability of water for any purpose, to provide a framework for sustainably managing water and its taking, to establish water allocations in the Baffle Creek Basin, to identify priorities and mechanisms for dealing with future water requirements, and to regulate the taking of, or the interfering with water in a watercourse, lake or spring.

2. Proposed plan area

The proposed plan area for the Baffle Creek Basin Draft Water Resource Plan is identified in the map below. The exact locations of the proposed plan area and subcatchment areas are held in electronic form by the department².

3. Water in the proposed plan area to which the draft plan is intended to apply

The water to which the Baffle Creek Basin draft water resource plan is intended to apply will be water in each watercourse, lake or spring.

4. Information report

An information report has been prepared about water resource issues in the proposed plan area. The report also specifies arrangements for establishing a community reference panel to provide advice about matters relevant to the proposed plan and the proposed arrangements for technical assessment of surface water in the proposed plan area.

Copies of the report can be obtained by contacting Christine Schmalfuss of the Department of Natural Resources and Water, Bundaberg, on telephone **(07) 4131 5906**. The report may also be viewed or downloaded from the internet at <www.nrm.qld.gov.au/wrp/baffle_basin.html>.

5. Submissions

Submissions may be made about the proposal to prepare a Baffle Creek Basin Draft Water Resource Plan or about the establishment of a community reference panel. Anyone may make a submission. Submissions must be made in writing, state the name and address of the person or persons making the submission, be signed by the person or persons making the submission, state the grounds of the submission and the facts and circumstances used to support the grounds. Email and internet submissions will be accepted.

² The boundary locations in digital electronic form may be inspected at the department's office at 16-32 Enterprise Street, Bundaberg Queensland 4670.

Submissions can be made to the following address:

Chief Executive
(Mark Pearson)
Water Planning
Department of Natural Resources and Water
16–32 Enterprise Street
PO Box 1167
Bundaberg Qld 4670
Tel: 1800 135 531
Fax: (07) 4131 5766

All submissions will be treated with sensitivity and wherever possible in confidence. However, submissions may be viewed by other parties under the provisions of the Freedom of Information Act 1992.

Submissions must be received on or before 5.00 pm, 11 December 2006.

6. Call for nominations, community reference panel

Under Section 41 of the *Water Act 2000*, the minister must establish a community reference panel to provide a forum for consultation and communication between the community and the Department of Natural Resources and Water. This panel must include representatives of cultural, economic and environmental interests in the proposed plan area. The community reference panel will meet periodically to identify issues, review information and provide input and advice throughout the development of the water resource plan.

The department is seeking nominations from community members interested in serving on the Baffle Creek Basin Community Reference Panel. A nomination kit, containing the terms of reference for selecting community reference panel members and a nomination form that must be completed as part of the nomination and selection process, will be sent to all those lodging an expression of interest. All interested stakeholders, water users and community members must be nominated through this process.

Nominations must be received on or before 5:00 pm, 11 December 2006.

To lodge an expression of interest for the Baffle Creek Basin Water Resource Plan Community Reference Panel and obtain a nomination kit please contact:

Water Resource Planning Coordinator
Department of Natural Resources and Water
PO Box 1167
Bundaberg Qld 4670
Tel: 1800 135 531
Fax: (07) 4131 5766
E-mail: WRPBaffleCreekBasin@nrm.qld.gov.au

Alternatively, the nomination kit can be viewed or downloaded from the internet at:
<www.nrm.qld.gov.au/wrp/baffle_basin.html>

Dated this 25th day of October 2006

Kerry Shine MP

Minister for Natural Resources and Water

Appendix D: Moratorium notice

Moratorium Notice

Baffle Basin
Water Act 2000 Section 26

1. This is a Moratorium Notice under section 26 of the *Water Act 2000* for the area identified in the map in the Notice and as presented in detail in the administrative plan number **AP33376** ('the Area').
2. This Notice has effect on and from **16 July 2004** in the Area.
 [Note: The map shown is indicative only and is not the legally recognised map of the Area under the provisions of the *Water Act 2000*. The Area and the exact location of the boundaries of the Area are held in digital electronic form by the Department of Natural Resources, Mines and Energy and may be inspected at the department's offices.]
3. The purpose of this Notice is to protect natural ecosystems and existing water entitlements and other authorities under the *Water Act 2000* to take or interfere with water.
4. This Notice applies to:
 - (a) water in each watercourse, lake or spring ('the water');
 - (b) all applications for or relating to a water licence under the *Water Act 2000* in respect to the water, whether made before or after publication of this Notice;
 - (c) works that would increase the taking of and/or interfering with, the water.
5. An application for or about a water licence for the taking of and/or interfering with the water will be accepted but not dealt with and applications made before publication of this Notice will not be dealt with while this Notice has effect if the granting of the application would have one or more of the following effects on the water:
 - (a) increase the amount of water that may be taken;
 - (b) change the location from which water may be taken;
 - (c) increase the rate at which water may be taken;
 - (d) change the flow conditions under which water may be taken;
 - (e) increase or change the interference with water;
 - (f) change the purpose for which the water may be taken or interfered with.


[Note: The acceptance of an application does not infer that the applicant will be granted or have priority for the granting of a new or amended water licence.]

6. Section 5 of this Notice does not apply to an application:
 - (a) to renew a water licence under section 220 of the *Water Act 2000*;
 - (b) to transfer a water licence to another person under section 222 of the *Water Act 2000*;
 - (c) to reinstate an expired water licence under section 221 of the *Water Act 2000*;
 - (d) to replace a water licence under section 229 of the *Water Act 2000*;
 - (e) for a water licence that would replace a water licence that has expired in relation to which works were installed and operable on the day this Notice has effect and for which an application to renew the water licence was not made under section 220 of the *Water Act 2000* or for which an application to reinstate the water licence was not otherwise made under section 221 of the *Water Act 2000*;
 - (f) for a water licence that would replace a water licence in relation to which works were installed and operable on the day this Notice has effect that has expired under section 229 of the *Water Act 2000* and for which an application for the replacement of the water licence was not otherwise made under that section, provided that the granting of the water licence or licences would not have an effect specified in section 5(a) of this Notice.
7. For works that take and/or interfere with the water:
 - (a) new works must not be physically started;
 - (b) completed works in existence must not be raised, enlarged, deepened or changed;
 - (c) all works that have been started in accordance with section 9 of this Notice must be completed by **14 October 2004**;
 - (d) a person who is completing works that have been started in accordance with section 9 of this Notice must give the chief executive notice about the works by **6 August 2004**.
8. A person must not start the construction of works, or continue to construct works in contravention of section 7 of this Notice. A contravention of section 7 of this Notice is an offence under section 246(4) of the *Water Act 2000* and renders a person liable to a maximum of 1665 penalty units.
9. Works are started if, on the date of this Notice:
 - (a) construction of the works has physically started, or if construction has not physically started, a contract has been entered into to start construction, and construction is started, within 60 days after the day the Notice is published; and
 - (b) an independently verifiable construction program exists for progressive construction towards completion of the works; and detailed design plans exist showing, among other things, the extent of the works; and
 - (c) if a permit under the *Local Government Act 1993*, section 940 is required for the works the permit has been issued; and
 - (d) if a development permit is required for the works or for other development associated with the works - the permit has been given.


[Note: 'Physically started' means progress on the physical structure of the works and does not include preparatory activities and works such as site establishment and preparation, site clearing and borrow pit preparation.]
10. Section 7 of this Notice applies only to the extent that the works would:
 - (a) increase the amount of water being taken or that could be taken; or
 - (b) change the location from which water is being taken or could be taken; or
 - (c) increase the rate at which water is being taken or could be taken; or
 - (d) increase or change the interference with the water.
11. Section 7 of this Notice does not apply to works:
 - (a) for the taking of water authorised under section 20(2), 20(3) and 20(5) of the *Water Act 2000*; or
 - (b) where works already exist, for the installation of new pumping equipment or the reinstallation of existing or replacement equipment, where the rate or amount of water taken at the date of this Notice does not increase.
12. In this Notice reference to:
 - (a) 'works' means those 'works' defined in Schedule 4 of the *Water Act 2000* and include works for the taking of and/or interfering with the water including for example, dams, weirs, excavations and diversion facilities such as pumps and diversion channels.

For further information on this Notice, please contact:

Mark Pearson
Water Planning
Department of Natural Resources, Mines & Energy
PO Box 1167
Bundaberg QLD 4670
Tel: 1600 135 531
Fax: (07) 4131 5766

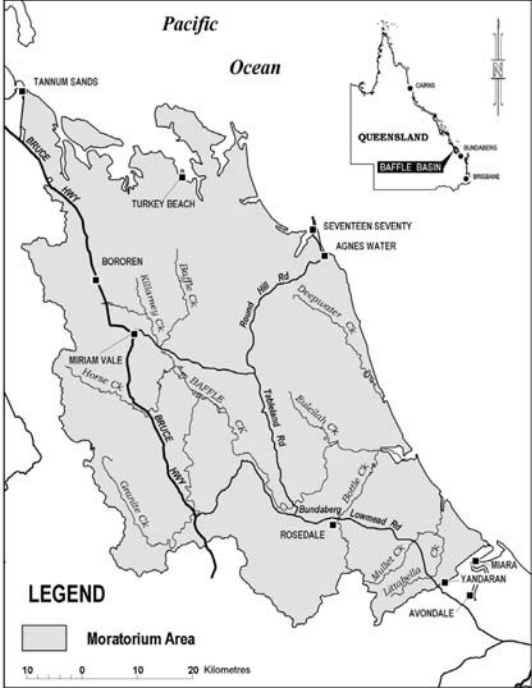


Stephen Robertson
Minister of Natural Resources, Mines & Energy



Queensland Government
Natural Resources, Mines and Energy

Natural Resources, Mines and Energy



LEGEND
Moratorium Area

10 0 10 20 Kilometres

Appendix E: Submission form

The Department of Natural Resources and Water is seeking submissions from interested individuals or entities, about its proposal to prepare a Baffle Creek Basin Draft Water Resource Plan.

Who may make a submission?

Any person may make a submission, including a representative of an interest group. Submissions must be made either in writing, email or by the internet. It must be a properly made submission stating the name and address of the person(s) making the submission, be signed by that/those person(s) and state the grounds of the submission and facts and circumstances relied on in support of the grounds. Email and internet submissions will be regarded as written and signed.

How to make a submission

Please use the following checklist to ensure that you have made a proper submission:

- The name and address of each person making the submission has been specified on the submission form.
- Each person or authorised representative making the submission has signed the submission form.
- The grounds of the submission and the facts and circumstances relied on to support those grounds have been stated and all the questions on the submission form have been answered.
- Any additional information has been attached and the submission form states the number of additional pages attached.
- The submission form will be lodged by 5 pm on 11 December 2006. (Allow enough time for receipt before the closing date for submissions.)

Submissions may also be made via:

- internet at <www.nrm.qld.gov.au/wrp/baffle_basin.html>
- email: WRPBaffleCreekBasin@nrm.qld.gov.au
- For further information on submissions:

Enquiries 1800 135 531

Note: All submissions will be treated with sensitivity and wherever possible in confidence. However, submissions may be viewed by other parties under the provisions of the *Freedom of Information Act 1992*.

If you wish to use this form as a complete submission please complete the following pages.

If you wish to make a more detailed submission, please attach additional pages to the back of this form.

Post the submission form and any attachments to:

Postal address:

The Chief Executive
Department of Natural Resources and Water
Attention: Mr Mark Pearson
Water Planning (Baffle Creek Basin WRP)
PO Box 1167
Bundaberg Qld 4670

Street address:

The Chief Executive
Department of Natural Resources and Water
Attention: Mr Mark Pearson
Water Planning (Baffle Creek Basin WRP)
16–32 Enterprise Street
Bundaberg Qld 4670

Submission form

We appreciate your interest in the planning process and value your input. This submission form will help you to identify concerns you would like addressed. We ask that you identify yourself so that we may respond to your submission and contact you for future consultation, if you so desire.

Please note that it is not compulsory to answer all questions; however, your name and address, signature, grounds of the submission and facts in support of the submission must be provided for it to qualify as a properly made submission. All properly made submissions received will be acknowledged and information gathered will be taken into consideration in the development of the draft plan.

Family name (Mr/Mrs/Ms/Dr/Other)	
First name	
Address	
Postcode	Fax
Organisation	
Position	
Phone no	Mobile
Email	
Signature 1	Date
Signature 2*	Date

*if necessary, e.g. for an organisation

Which interest group do you primarily represent? Number relevant boxes in ascending order where (1) represents your primary interest.

- | | | |
|---|--|--|
| <input type="checkbox"/> Irrigator (surface water) | <input type="checkbox"/> Riparian landholder | <input type="checkbox"/> Research/academic |
| <input type="checkbox"/> Irrigator (groundwater) | <input type="checkbox"/> Horticultural interests | <input type="checkbox"/> Tourism industry |
| <input type="checkbox"/> Dryland farmer | <input type="checkbox"/> Local government | <input type="checkbox"/> Commercial fisher |
| <input type="checkbox"/> Grazier | <input type="checkbox"/> Stock and domestic water user | <input type="checkbox"/> Recreational fisher |
| <input type="checkbox"/> Mining industry | <input type="checkbox"/> Environmental interests | <input type="checkbox"/> Small business |
| <input type="checkbox"/> Water service provider | <input type="checkbox"/> Commerce/development | <input type="checkbox"/> NRM board/catchment |
| <input type="checkbox"/> Community group (please specify) | <input type="checkbox"/> Indigenous community (clan linkage) | <input type="checkbox"/> Industry group (please specify) |
| | | |
| | | |
- Other (please specify).....

In which creek area is your property(ies)? (You may tick more than one box) Please refer to the map (Appendix B) of this Information Report.

- | | |
|--|---|
| <input type="checkbox"/> Littabella Creek | <input type="checkbox"/> Oyster Creek |
| <input type="checkbox"/> Baffle Creek | <input type="checkbox"/> Euleilah Creek |
| <input type="checkbox"/> Deepwater Creek | <input type="checkbox"/> Round Creek |
| <input type="checkbox"/> Eurimbula Creek | <input type="checkbox"/> Colosseum Creek |
| <input type="checkbox"/> Worthington Creek | <input type="checkbox"/> Granite Creek |
| <input type="checkbox"/> Lagoon Creek | <input type="checkbox"/> Island Creek |
| <input type="checkbox"/> Bottle Creek | <input type="checkbox"/> Murrays Creek |
| <input type="checkbox"/> Duck Creek | <input type="checkbox"/> Royal Gully |
| <input type="checkbox"/> Captains Creek | <input type="checkbox"/> Three Mile Creek |
| <input type="checkbox"/> Unnamed tributary | <input type="checkbox"/> Outside the proposed plan area |

In what local government area(s) is your property(ies)? (You may tick more than one box.)

- Miriam Vale Shire Burnett Shire Other

If you are the representative of a community or stakeholder group, please name the group and briefly outline its purpose.

What is the source of the water you use and what do you use water for? (You may tick more than one box.)

	Council supply	Water in streams or creeks	Surface water storage (e.g. farm dam)	Subartesian water	Artesian water	Marine (salty)
Domestic (household)						
Stock						
Irrigation						
Recreational						
Industrial						
Tourism						
Farming						
Other (please specify)						

What are the important issues you think should be considered in the development of a water resource plan and why?

Do you have any other matter you wish to comment on in relation to information contained in this report? Please refer to specific section(s) of this information report.

Number of additional pages attached to this submission form

Thank you for your time.

Appendix F: Nomination for membership of the community reference panel

Nomination form Community Reference Panel Baffle Creek Basin Draft Water Resource Plan

Please send your completed registration form to:

Baffle Creek Basin Draft WRP
Community Reference Panel Registration
Department of Natural Resources and Water
PO Box 1167
Bundaberg Qld 4670
Fax: (07) 41 315 766

When completing this form, please print your information clearly.

Your personal details

Mr/Mrs/Ms **First name**

Family name

Special dietary requirements

Other information

.....

.....

Your correspondence details

Postal address
:.....

..... **Postcode**

Phone
(work) (mobile).....

(home)..... **Email**.....

Please indicate how you would prefer to receive you correspondence by numbering the boxes below in order of preference from 1 to 3.

Email **Facsimile** **Post**

Details of your proxy

In the event that you cannot attend a CRP meeting, it is desirable that you nominate a suitable proxy to attend in your absence.

Mr/Mrs/Ms **First name**

Family name.....

Postal address

..... **Postcode**

Phone

(work)..... (mobile)

(home)..... **Email**.....

Addressing selection criteria

Please provide a brief written application addressing how you meet the following criteria.

1. Demonstrated capacity to commit the time to the process.
2. A broad knowledge of water planning and current water reform issues or a demonstrated ability to rapidly acquire knowledge and apply that in decision-making processes.
3. Demonstrated ability to represent interest groups and capacity to communicate effectively, and to disseminate and gather information to and from the relevant sector.
4. Ability to work in a diverse group with people of varying values, interests, ages and views.
5. Demonstrated support of relevant stakeholder category. (Where possible, applicants should provide details of referees who may verify this support.)

Signature **Date** / /