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Doc ID	Document Name	Review Date	Reviewed by	Approved by	Approval Date	Next review due
ADM034	Water Allocation Entitlement Disclosure Statement	1/12/18	Management	Management	1/12/18	24/8/2020

## Water Allocation Entitlement Disclosure Statement

*This document has been prepared by Lower Burdekin Water for the WAE holder to provide to the seller/lessee of their WAE.*

Water Plan Area: Burdekin Basin (Burdekin Haughton Water Supply Scheme)

Distribution Operations Licence (DOL) holder: Lower Burdekin Water (LBW)

The DOL provides LBW with the authority to take and interfere with the flow of water in Zone A of the Burdekin River:

*The licence holder is authorised to take water or interfere with the flow of water to the extent necessary to distribute water using the infrastructure to which the licence relates. Authority to use watercourses to distribute water. The licence holder is authorised to use the watercourses within Burdekin Zone A, as defined in the Water Plan (Burdekin Basin) 2007, for the distribution of supplemented water, including sections of tributaries where supplemented water is accessible.*

Distribution Responsibilities of the DOL holder: Please see Attachment 8 Burdekin Basin Resource Operations Plan  
 LBW reads the flow/hour offtake meters of the Zone A WAE holders quarterly (September, December, March and June) and provides the meter readings to SunWater (the Resource Operations Licence holder) at the end of the quarter. SunWater will then issue the WAE holder with an invoice for the water use. All financial obligations regarding the water use will be managed by SunWater.

Water Allocation Entitlement ID: .....

Water Allocation Entitlement title holder (name): .....

Water Allocation Entitlement amount: .....ML

**Section 155 excerpt from Water Act 2000**

*Disclosure to proposed transferee or lessee of water allocation to which distribution operations licence applies*

- (1) *This section applies to a water allocation if the water to which the water allocation relates is distributed to its holder (the allocation holder) under a distribution operations licence (the DOL).*
- (2) *The allocation holder must, before entering into a contract for the transfer or lease of the water allocation, give the transferee or lessee under the contract—*
  - (a) *a disclosure statement for the water allocation; and*
  - (b) *an acknowledgement notice for the water allocation, for signing by the transferee or lessee.*

*Examples of a contract—*

*a contract for the sale or lease of the water allocation or for the transfer or sublease of a lease of the water allocation*

- (3) *The disclosure statement for the water allocation—*
  - (a) *must fairly set out, for the water allocation, the relevant details of the distribution arrangements of the DOL holder, and the financial obligations of the allocation holder arising from the arrangements; and*
  - (b) *subject to paragraph (a), must be, or must include, a document—*
    - (i) *as prepared by the DOL holder for the purposes of the water allocation; and*
    - (ii) *given by the DOL holder to the allocation holder at the request of the allocation holder.*
- (4) *The DOL holder must ensure that the matters stated in the document mentioned in subsection (3)(b) are the matters that the transferee or lessee reasonably needs to be aware of before entering into the contract.*
- (5) *If the contract is entered into, but has not already been settled, and the allocation holder did not give the transferee or lessee the disclosure statement as required under this section, the transferee or lessee may terminate the contract.*
- (6) *In this section—*
  - acknowledgement notice, for the water allocation, means a statement in the approved form acknowledging that the transferee or lessee—*
    - (a) *has seen a disclosure statement for the water allocation; and*
    - (b) *understands the obligations, as set out in the disclosure statement, that apply to the transferee or lessee on becoming the holder of the water allocation.*

## ATTACHMENT 8

## Resource and distribution operations licence holder responsibilities

Section Description	Bowen Broken Water Supply Scheme	Burdekin Haughton Water Supply Scheme	
	Resource Operations Licence Holder	Resource Operations Licence Holder	Distribution Operations Licence holder
<b>Chapter 1 - Preliminary</b>			
Section 10 – Metering	✓	✓	✓
Section 11 – Departmental water monitoring data collection standard	✓	✓	✓
Section 12 – Departmental water monitoring data reporting standard	✓	✓	✓
Section 13 – Operating and environmental management rules and monitoring requirements	✓	✓	✓
Section 14 – Implementation	✓	✓	✓
<b>Chapter 4 – Burdekin Haughton Water Supply Scheme</b>			
Section 83 – Use of watercourses for distribution		✓	✓
Section 84 – Operating levels of storages		✓	
Section 85 – Change in rate of release		✓	
Section 86 – Operation of Clare Weir flap gates		✓	
Section 87 – Operation of Clare Weir fish way		✓	
Section 88 – Minimum stream flow requirements		✓	✓
Section 89 – Quality of water downstream of storages		✓	
Sections 90 to 99 - Water sharing rules		✓	
Sections 111 to 112 - Seasonal water assignment rules		✓	✓

<b>Chapter 5 – Bowen Broken Water Supply Scheme</b>			
Section 122 – Use of watercourses for distribution	✓		
Section 123 – Operating levels of storages	✓		
Section 124 – Change in rate of release	✓		
Section 125 – Operation of Bowen River Weir fishway	✓		
Section 126 – Minimum stream flow requirements	✓		
Section 127 – Supplying medium and high A1 priority group water allocations	✓		
Section 128 – Diverting water to Gattonvale Offstream Storage	✓		
Section 129 – Releasing water from Gattonvale Offstream Storage	✓		
Sections 130 to 139 - Water sharing rules	✓		
Sections 149 to 150 - Seasonal water assignment rules	✓		
<b>Chapter 10 – Scheme licence holder monitoring and reporting</b>			
Section 237 – Stream flow and storage water level data	✓	✓	
Section 238 – Releases from storages	✓	✓	
Section 239 – Monitoring Giru Benefited Groundwater Area		✓	
Section 240 – Announced allocations	✓	✓	
Section 241 – Water taken by water users	✓	✓	✓
Section 242 – Water diversions	✓	✓	
Section 243 – Seasonal water assignment of water allocation	✓	✓	✓
Section 244 – Critical water supply arrangements	✓	✓	
Section 245 - Carryover		✓	
Section 246 – Water quality	✓	✓	

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Section 247 – Bank condition	✓	✓	✓
Section 248 – Fish stranding	✓	✓	✓
Section 249 – Transfer of data by distribution operations licence holder			✓
Section 250 – Monitoring data must be made available	✓	✓	✓
Section 251 – Quarterly reporting by the resource operations licence holder	✓	✓	
Section 253 – Annual reporting by the resource operations licence holder	✓	✓	
Section 254 – Water quantity monitoring	✓	✓	
Section 255 – Impact of storage operation on aquatic ecosystem	✓	✓	
Section 256 – Operational reporting by the scheme licence holder	✓	✓	✓
Section 257 – Emergency reporting by the scheme licence holder	✓	✓	✓