

# New water access licence pursuant to a right acquired following a controlled allocation order

Use this form to apply for a new water access licence pursuant to a right acquired following a controlled allocation order under section 61(1)(c) of the *Water Management Act 2000*.

## Who can apply?

The right to apply for a water access licence can be acquired following a controlled allocation order being made under section 65 of the *Water Management Act 2000*.

## Who can use this application form?

Responsibilities for granting and managing water supply work approvals and water use approvals are shared between the Department of Planning and Environment (the department) and WaterNSW.

This application form is for use by the department's customers:

- government agencies, including other NSW government agencies, local councils and the Commonwealth
- state-owned corporations
- water utilities, water supply authorities and licensed network operators under the *Water Industry Competition Act 2006*
- mining activities
- irrigation corporations
- public schools and hospitals
- Aboriginal communities and businesses.

If you are not a customer of the department, your one-stop-shop for licensing services including water supply work approvals and water use approvals is WaterNSW. Go to [www.watarnsw.com.au](http://www.watarnsw.com.au).

## How to use this application form

Information about how to use this application form is provided in the [Application guide – New water access licence – Controlled allocation](#).

If the Minister grants consent to this application, it does not take effect until it has been registered in the Water Access Licence Register which is administered by NSW Land Registry Services.

The applicant is responsible for registering any grant of this application with Land Registry Services.

## Part 1 – Applicant details

### Section A: Applicant details

List all applicants – photocopy and attach extra pages if more than two applicants. The applicant(s) listed in this section must be the same applicant(s) that submitted the registration of interest application form.

#### First applicant

A1 Title <i>(Mr, Mrs, Ms)</i> Click or tap here to enter text.	FOR INDIVIDUALS ONLY, NOT COMPANIES		FOR INDIVIDUALS ONLY, NOT COMPANIES	
	A2 Surname Click or tap here to enter text.	A3 Given name(s) Click or tap here to enter text.		
A4 Company name <i>(if applicable)</i> Click or tap here to enter text.				
A5 ACN <i>(if applicable)</i> Click or tap here to enter text.		A6 Position held <i>(if applicable)</i> Click or tap here to enter text.		
A7 Address Click or tap here to enter text.				
A8 Town Click or tap here to enter text.	A9 State Click or tap here to enter text.	A10 Postcode Click or tap here to enter text.	A11 Country Click or tap here to enter text.	
A12 Phone Click or tap here to enter text.		A13 Alternate phone Click or tap here to enter text.		
A14 Email Click or tap here to enter text.				

## Second applicant (if applicable)

A15 Title <i>(Mr, Mrs, Ms)</i> Click or tap here to enter text.	A16 Surname Click or tap here to enter text.	A17 Given name(s) Click or tap here to enter text.	
A18 Company name <i>(if applicable)</i> Click or tap here to enter text.			
A19 Address Click or tap here to enter text.			
A20 Town Click or tap here to enter text.	A21 State Click or tap here to enter text.	A22 Postcode Click or tap here to enter text.	A23 Country Click or tap here to enter text.
A24 If more than two applicants, specify total number of applicants: Click or tap here to enter text.			

## Section B: Contact person for application

Note: If there is only one applicant you do not need to complete this section.

B1 Title <i>(Mr, Mrs, Ms)</i> Click or tap here to enter text.	B2 Surname Click or tap here to enter text.	B3 Given name(s) Click or tap here to enter text.	
B4 Address Click or tap here to enter text.			
B5 Town Click or tap here to enter text.	B6 State Click or tap here to enter text.	B7 Postcode Click or tap here to enter text.	B8 Country Click or tap here to enter text.
B9 Phone Click or tap here to enter text.		B10 Alternate phone Click or tap here to enter text.	
B11 Email Click or tap here to enter text.			

## Part 2 – Controlled allocation details

### Section C: Controlled allocation details

Provide the reference number for your right to apply for a new access licence under section 65 of the *Water Management Act 2000* pursuant to which this application is being made, and the details of the new access licence you are applying for.

C1 Reference number: <a href="#">Click or tap here to enter text.</a>
C2 Name of water source: <a href="#">Click or tap here to enter text.</a>
C3 Name of water management zone (if applicable): <a href="#">Click or tap here to enter text.</a>
C4 Number of unit shares: <a href="#">Click or tap here to enter text.</a>

### Section D: Water access licence tenancy

Please tick the appropriate box to describe the tenancy of applicants in Section A.

D1 Licence to be held by <input type="checkbox"/> sole holder <input type="checkbox"/> joint tenants <input type="checkbox"/> tenants in common*	
*If the water access licence is to be held by Tenants in Common, specify details: <a href="#">Click or tap here to enter text.</a>	
D2 Name <a href="#">Click or tap here to enter text.</a>	to hold <a href="#">Click or tap here to enter text.</a> fraction of licence
D3 Name <a href="#">Click or tap here to enter text.</a>	to hold <a href="#">Click or tap here to enter text.</a> fraction of licence
D4 If more than two applicants, specify total number of applicants <a href="#">Click or tap here to enter text.</a>	

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## Part 3 – Declaration and application fee

### Section E: Declaration of applicant/s

Each applicant listed in Section A must sign Section E.

If there are more applicants than spaces provided on the following pages, attach extra copies as required.

I/We, the undersigned applicants, acknowledge and agree:

- i. that I/We apply for a new water access licence under section 61(1)(c) pursuant to a right acquired following a controlled allocation order being made under section 65 of the *Water Management Act 2000* as described in this application
- ii. that this application will be determined in accordance with the *Water Management Act 2000* and any associated regulations or guidelines as in force from time to time, and that no right or entitlement shall arise pending determination of this application and that any such determination may be subject to conditions
- iii. that the authorised contact person (where applicable) is authorised to act for and on my behalf in relation to any aspect of this application unless otherwise notified by us, and that the department will rely on information provided by the authorised contact person in its consideration of this application
- iv. that the Crown in right of the State of New South Wales, including the department and its officers, employees, agents and successors ('the State'), accepts no liability in relation to any action, proceeding, claim, demand, cost, loss, damage or expense (including reasonable legal costs or expenses) arising directly or indirectly as a result of or in connection with this application or any act or omission of the State in connection with this application and I/we hereby agree to release and indemnify the State from and against any such action, proceeding, claim, demand, cost, loss, damage or expense to the fullest extent permitted by law
- v. that all information contained in this application is accurate, true and complete and that the Crown in right of the State of New South Wales, including the department and its officers, employees, agents and successors ('the State') will rely on such information
- vi. that the State does not provide any legal, financial or technical advice in connection with this application and that any such advice, if required, is to be obtained independently
- vii. that details about any licence arising out of this application will be recorded in the publicly available Water Access Licence Register pursuant to the *Water Management Act 2000*
- viii. that if this application is incomplete it may not be accepted; and
- ix. that more information may be requested if it is considered that it would be relevant to the consideration of this application.

For applications made by a corporation: Executed for and on behalf of the applicant in accordance with section 127 of the *Corporations Act 2001* (Cth) (if a company) or by its duly authorised officer (for other types of corporation):

E1 Name of corporation Click or tap here to enter text.		
E2 Position of signatory Click or tap here to enter text.		
E3 Name of signatory Click or tap here to enter text.	Signature Click or tap here to enter text.	Date Click or tap here to enter text.
E4 Position of signatory Click or tap here to enter text.		
E5 Name of signatory Click or tap here to enter text.	Signature Click or tap here to enter text.	Date Click or tap here to enter text.

If Section E is being executed on behalf of more than two corporations, attach extra copies of this page.

For applications made by individuals

E6 Name Click or tap here to enter text.	Signature Click or tap here to enter text.	Date Click or tap here to enter text.
E7 Name Click or tap here to enter text.	Signature Click or tap here to enter text.	Date Click or tap here to enter text.

If there are more individuals signing Section E, attach extra copies of this page.

## Section F: Payment of application fee

The department will contact the nominated payee for payment.

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## Privacy statement

The personal information you provide on this form is subject to the *Privacy & Personal Information Protection Act 1998*.

It is being collected by the department and will be used for purposes related to assessing and processing your application, or in connection with the operation of any approval granted, or for research-related purposes such as customer surveys. It may be used from time to time to contact you about services the department provides.

The department will not disclose your personal information to anybody else unless authorised by law.

The provision of this information is voluntary. However, if you choose not to provide the requested information we will not be able to process your application.

You have the right to request access to, and correct details of, your personal information held by the department.

Further information regarding privacy can be obtained from the department's website at [www.dpie.nsw.gov.au/privacy](http://www.dpie.nsw.gov.au/privacy).

If the application is granted, the *Water Management Act 2000* requires that various details relating to the licence/s are to be recorded in the Water Access Licence Register kept by the Minister. Information recorded in the register is publicly available.

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## Offences and penalties

It is an offence, under section 344 of the *Water Management Act 2000*, to make a statement that you know to be false or misleading in, or in connection with, this application. A corporation found guilty of an offence against section 344 is liable to a penalty not exceeding \$1.1 million. An individual found guilty of an offence against section 344 is liable to a penalty not exceeding \$247,500.

An access licence or approval may be suspended or cancelled under the *Water Management Act 2000* in certain circumstances. These include if the holder of the license or approval is convicted of an offence under that Act.