

TASMANIA

**ELECTRICITY SUPPLY INDUSTRY
RESTRUCTURING (SAVINGS AND
TRANSITIONAL PROVISIONS) ORDER 2020**

STATUTORY RULES 2020, No. 87

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**ELECTRICITY SUPPLY INDUSTRY
RESTRUCTURING (SAVINGS AND
TRANSITIONAL PROVISIONS) ORDER 2020**

I make the following order under section 16D(2) of the *Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995*.

Dated 13 December 2020.

GUY BARNETT
Minister for Primary Industries and Water

1. Short title

This order may be cited as the *Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Order 2020*.

2. Commencement

This order takes effect on the day on which its making is notified in the *Gazette*.

3. Interpretation

In this order –

Lawrenny Water Trust means the body corporate and politic by that name created by letters patent under the seal of the State on 11 February 1960 (as

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notified in the *Gazette* on
16 March 1960);

property identification number, in respect of
a property, means the property
identification number for the property
contained in the Land Information
System Tasmania administered by the
department responsible for the
administration of the *Land Titles Act
1980*.

4. Appointment of irrigation districts

- (1) The area of land specified in Part 1 of Schedule
1 to this order is –
 - (a) appointed, and defined, as an irrigation
district within the meaning of the *Water
Management Act 1999*; and
 - (b) named the Lake River Irrigation District.
- (2) The area of land specified in Part 2 of Schedule
1 to this order is –
 - (a) appointed, and defined, as an irrigation
district within the meaning of the *Water
Management Act 1999*; and
 - (b) named the River Ouse Irrigation District.
- (3) An irrigation district appointed, and named,
under this clause is taken to have been created,
and established, under Part 9 of the *Water
Management Act 1999*.

- (4) For the purposes of the *Water Management Act 1999*, the HEC is the water entity responsible for each of the irrigation districts appointed and defined under this clause.

5. Lake River Irrigation District

- (1) For the purposes of the *Irrigation Clauses Act 1973* –
- (a) an irrigation right is conferred on an entitlement holder, specified in column 1 of the table in Schedule 3 to this order, in respect of the property identified by the property identification number specified in respect of the entitlement holder in column 2 of that table; and
 - (b) the irrigation right so conferred on such an entitlement holder is for the entitlement holder to be supplied annually, from the Lake River, with the volume of water specified, in respect of the entitlement holder, in column 3 of the table in Schedule 3 to this order; and
 - (c) the HEC is to make available to an entitlement holder annually, from the Lake River, the volume of water specified, in respect of the entitlement holder, in column 3 of the table in Schedule 3 to this order.
- (2) In making water available to an entitlement holder in accordance with this clause, the HEC is

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only obliged to do so from the bed of the Lake
River.

6. River Ouse Irrigation District

- (1) For the purposes of the *Irrigation Clauses Act 1973* –
 - (a) an irrigation right is conferred on an entitlement holder, specified in column 1 of the table in Schedule 4 to this order, in respect of the property identified by the property identification number specified in respect of the entitlement holder in column 2 of that table; and
 - (b) the irrigation right so conferred on such an entitlement holder is for the entitlement holder to be supplied annually, from the River Ouse, with the volume of water specified, in respect of the entitlement holder, in column 3 of the table in Schedule 4 to this order; and
 - (c) the HEC is to make available to an entitlement holder annually, from the River Ouse, the volume of water specified, in respect of the entitlement holder, in column 3 of the table in Schedule 4 to this order.
- (2) In making water available to an entitlement holder in accordance with this clause, the HEC is only obliged to do so from the bed of the River Ouse.

7. Lawrenny Water Trust

- (1) A licence under the *Water Management Act 1999* is taken to have been conferred on the Lawrenny Water Trust authorising the Lawrenny Water Trust to take a volume of water from the River Ouse in accordance with Schedule 5 to this order.
- (2) In any year, the HEC is to make available to the Lawrenny Water Trust, under the licence taken to have been conferred under subclause (1), the volume of water from the River Ouse specified in Schedule 5 to this order.
- (3) In making water available to the Lawrenny Water Trust in accordance with this clause, the HEC is obliged to do so only from the bed of the River Ouse.
- (4) The following conditions apply to the licence taken to have been conferred on the Lawrenny Water Trust under subclause (1):
 - (a) that a maximum annual volume of 4 250 megalitres, of the water made available to the Lawrenny Water Trust under the licence, is to be used for irrigation of the land serviced by the Trust;
 - (b) that the rights to a maximum annual volume of 4 250 megalitres, of the water made available to the Lawrenny Water Trust under the licence, may be transferred from the Trust to other parties

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- in accordance with Division 4 of Part 6
of the *Water Management Act 1999*;
- (c) if the Lawrenny Water Trust transfers a right under paragraph (b) to another party, that the maximum amount of water that may be used for irrigation, under paragraph (a), is reduced by the aggregate amount of water in respect of which rights have been transferred under paragraph (b);
 - (d) that a minimum annual volume of 15 000 megalitres, of the water made available to the Lawrenny Water Trust under the licence, is to be released into the River Derwent.
- (5) For the avoidance of doubt, nothing in subclause (4) prevents the Lawrenny Water Trust from transferring, to the HEC in accordance with Division 4 of Part 6 of the *Water Management Act 1999*, the rights to all, or part, of the total volume of the water made available to the Trust under the licence taken to have been conferred on the Trust under subclause (1).

SCHEDULE 1 – AREAS OF LAND

Clause 4

PART 1 – LAKE RIVER IRRIGATION DISTRICT

All that area of land comprising –

- (a) about 21 356 hectares, shown as Lot 1;
and
- (b) about 3 782 hectares, shown as Lot 2 –

bounded by heavy black lines on Plan 10889 in the Central Plan Register, a reduced copy of which is set out, by way of illustration only, in Part 1 of Schedule 2 to this order.

PART 2 – RIVER OUSE IRRIGATION DISTRICT

All that area of land comprising –

- (a) about 7 117 hectares, shown as Lot 1;
and
- (b) about 1 762 hectares, shown as Lot 2 –

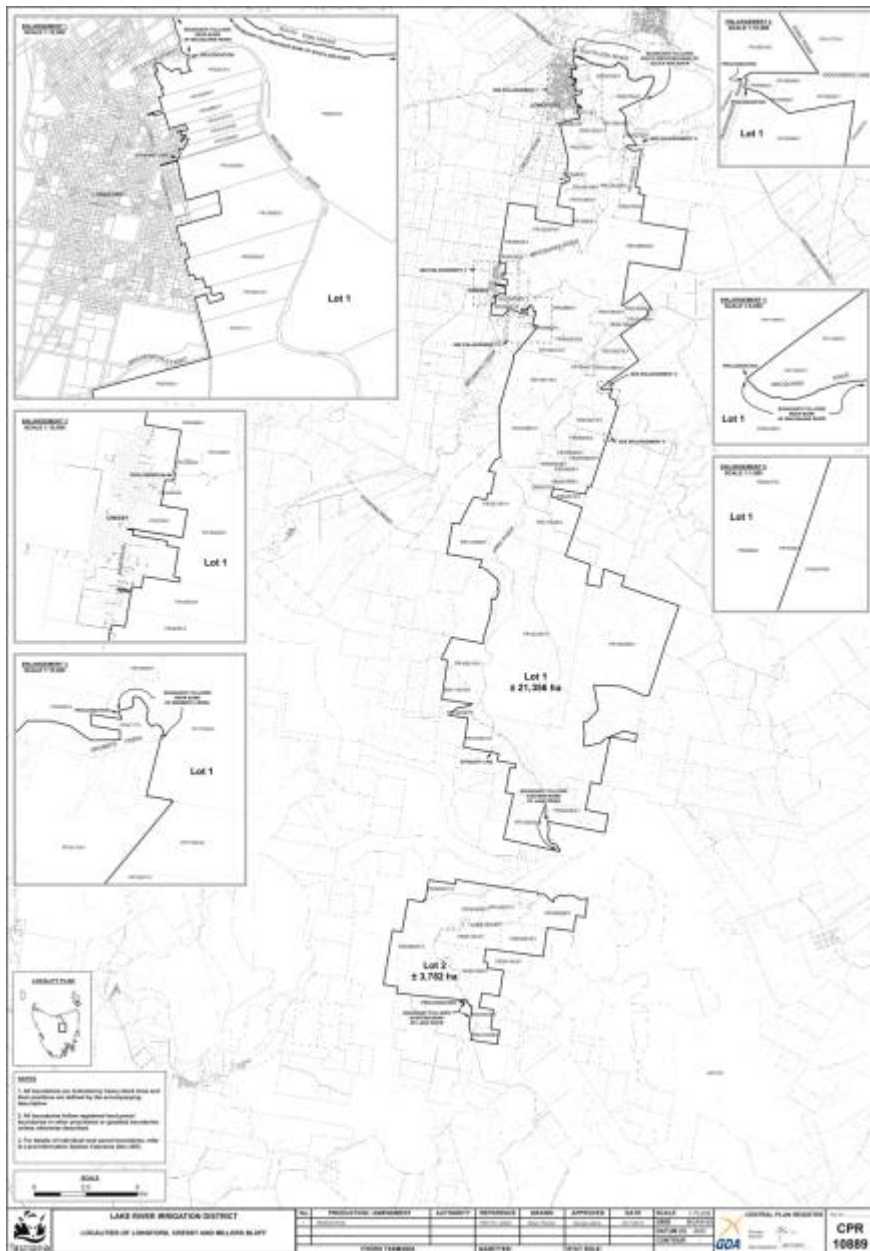
bounded by heavy black lines on Plan 10888 in the Central Plan Register, a reduced copy of which is set out, by way of illustration only, in Part 2 of Schedule 2 to this order.

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SCHEDULE 2 – PLANS

PART 1 – LAKE RIVER IRRIGATION DISTRICT



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PART 2 – RIVER OUSE IRRIGATION DISTRICT



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**SCHEDULE 3 – LAKE RIVER IRRIGATION DISTRICT
ENTITLEMENTS**

	Column 1	Column 2	Clause 5(1) Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
1.	Archer, Richard William	7272957	2 100
2.	Bassett, David Henry and Bassett, Diane May	3028009	150
3.	Bayles, Gordon Malcolm Johnson and Bayles, Suzanne Elizabeth	6751454	1 250
4.	Bovill, John Alistair and Bovill, Jane Lynette	2901822	115
5.	Clovelly Tasmania Pty Ltd	2125376; 6748124	1 850
6.	Clovelly Tasmania Pty Ltd	3336263	900
7.	Connorville Estates Pty Ltd	2618138; 2680134; 6208881; 6751489; 6752991; 6753038	6 140

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	Column 1	Column 2	Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
8.	Connorville Station Pty Ltd	6751470	3 000
9.	Cressy Pastoral Co Pty Ltd and Smith, David Gatenby	6740077	2 540
10.	Croftside Nominees Pty Ltd	3201000	1 625
11.	Croftside Nominees Pty Ltd	3551908	2 025
12.	G L Lawrence and Co Pty Ltd	6751403	2 750
13.	Gibson, Edward Hay and Gibson, Anne Fairie	7796523	520
14.	Glenmillton Pty Ltd	2772389	1 650
15.	Glenmillton Pty Ltd	6752975	750
16.	Goss, Richard Eric and Goss, Anna Louise	7896997	30
17.	Green, William Harold Lewis and Green, Thomas John Lewis	1499659	1 400

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	Column 1	Column 2	Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
18.	Harrison, Robert Mackinnon	2087680	180
19.	Higgins, Richard Hardwicke	6752799	1 000
20.	Hill, David John	6738129	150
21.	Kode Pty Ltd	7823528	475
22.	Walch, James Reginald Brett and Tole, Robbie John and Lawrence, Samuel Ian Effingham	6748044	1 100
23.	Lake River Farm Holdings Pty Ltd	6752836	1 000
24.	Lawrence, Ian Martin and Walch, James Reginald Brett and Tole, Robbie John	6751390	2 750
25.	Little Forest Pty Ltd	6751438	500
26.	Lowe, Neville James and Lowe, Lynden Joy	7897076	30
27.	McCormick, Freyr Sally	2867644	35

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	Column 1	Column 2	Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
28.	Morrison Cressy Pty Ltd	1934534	850
29.	Morrison, Ian Askin and Morrison, Jenny Ann	3092043; 7559368	500
30.	Moses, Fiona Shayne	7796531	330
31.	Murfett, Brian Frederick and Murfett, Stuart Brian	6752924	2 400
32.	Oliver, Brian John and Oliver, Rebecca Louise	2740424	85
33.	Oliver, Brian John and Oliver, Rebecca Louise	2740424	40
34.	Panshanger Farm Pty Ltd	6747957	900
35.	Panshanger Pty Ltd	6748140	9 500
36.	Paterson, Elizabeth Ann	6739658	75
37.	Pisa Pty Ltd	6751462	3 000
38.	Price, Robert John Crossley	6752844	3 000
39.	Rigney, Allen Graeme	6752828	1 165

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	Column 1	Column 2	Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
40.	Savage, John Stanley and Savage, Silke	1914824	400
41.	Spencer, Robert John	3262903	500
42.	Sutherland, Stewart John and Sutherland, Katharine Louise	3034281	112
43.	Swan, Ian Hume	2923546	95
44.	Tooma Holdings Pty Ltd	9488823	4 315
45.	Tooma Holdings Pty Ltd and Hugh Lowe Farms Ltd	3538535	250
46.	Von Bibra, Kenneth Dennison	2806163	200
47.	Wing, Darryl Arthur and Wing, Judith Louise	2037763; 6748036	1 800
48.	Woolmers Foundation Inc	2037800; 2037771	340

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**SCHEDULE 4 – RIVER OUSE IRRIGATION DISTRICT
ENTITLEMENTS**

	Column 1	Column 2	Clause 6(1) Column 3
	Entitlement holder	Property Identification Number	Annual volume of water (megalitres)
1.	Ashton Pty Ltd	5473157	3 960
2.	Ashton Pty Ltd	5473181	480
3.	Ball, Michael Everett	1894763	192
4.	Ball, Michael Everett	1894763	1 406
5.	Berkley Properties Pty Ltd	2974116	1 424
6.	Chapman, Giles Thomas Clarke	7727982	444
7.	Jones, Wayne and Jones, Vicki	5473149	450
8.	Jones, Wayne and Jones, Vicki	5473149	1 122
9.	Nye, Philip Charles Butler and Nye, Jennifer Ruth	5467726	2 205
10.	Paton, Robert David	2072382	60

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	Column 1 Entitlement holder	Column 2 Property Identification Number	Column 3 Annual volume of water (megalitres)
11.	Paton, Robert David	2072390	1 500
12.	Paton, Robert David	5467662	1 946
13.	Pitt, Richard King	5473093	1 112
14.	Pitt, Richard King and Richard Pitt & Sons Pty Ltd	5476040	380
15.	Richard Pitt & Sons Pty Ltd	5473923	1 590
16.	Rogers, Grant William and Rogers, Melanie June	3231760	665
17.	Rogers, Grant William and Rogers, Melanie June	3231760	617
18.	Rogers, Grant William and Rogers, Melanie June	3231760	902
19.	Rotherwood Pty Ltd	2151654	1 820

**SCHEDULE 5 – LAWRENNY WATER TRUST
ENTITLEMENT**

Clause 7

The water licence conferred on the Lawrenny Water Trust under clause 7(1) authorises the Trust to take a total volume of 19 250 megalitres of water per annum from the River Ouse.

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Printed and numbered in accordance with the *Rules
Publication Act 1953*.

Notified in the *Gazette* on 23 December 2020.

This order is administered in the Department of Primary
Industries, Parks, Water and Environment.

EXPLANATORY NOTE

(This note is not part of the order)

This order, for the purposes of the *Water Management Act
1999* and the *Irrigation Clauses Act 1973* –

- (a) appoints, defines and names the Lake
River Irrigation District and the River
Ouse Irrigation District; and
- (b) specifies the water allocation
entitlements for the entitlement holders,
and the Lawrenny Water Trust, in those
irrigation districts.