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**WATER**

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WA301\*

Water Agencies (Powers) Act 1984

**Water Agencies (Charges) Amendment  
By-Laws (No. 5) 2001**

Made by the Minister under section 34(1) of the Act.

**1. Citation**

These by-laws may be cited as the *Water Agencies (Charges) Amendment By-Laws (No. 5) 2001*.

**2. Application**

These by-laws apply to and in relation to water supplied for irrigation purposes on or after 1 July 2001.

**3. The by-laws amended**

The amendments in these by-laws are to the *Water Agencies (Charges) By-laws 1987\**.

[\* Reprinted as at 16 February 2001.  
For amendments to 4 December 2001 see Gazette 29 June,  
7 August and 5 October 2001.]

**4. By-law 33 replaced**

By-law 33 is repealed and the following by-law is inserted instead —

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**33. Charge options for land in Carnarvon Irrigation District**

(1) In this by-law —

“**customer**” means an owner or occupier of land in the Carnarvon Irrigation District who is entitled under the *Rights in Water and Irrigation Act 1914* to the supply to the land of water for irrigation purposes.

(2) A customer is to select whether the charges for the supply to the land of water for irrigation purpose are to be made in accordance with —

- (a) Schedule 5 clause 1(1)(a) (“**option A**”); or
- (b) Schedule 5 clause 1(1)(b) (“**option B**”).

- (3) Until a customer selects otherwise, the customer is taken to have selected option A.
- (4) A customer may change the customer's selection by giving notice in writing to the Corporation.
- (5) If notice of a change of selection is received by the Corporation before 1 June in a calendar year, the change has effect with respect to water supplied on or after 1 July in that year.
- (6) If notice of a change of selection is received by the Corporation on or after 1 June in a calendar year, the change has effect with respect to water supplied on or after 1 July in the next year.
- (7) If there is a change in the person who is the customer in respect of land, then until the new customer selects otherwise, the new customer is taken to have selected the option that applied in relation to the old customer immediately before the change.

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## 5. Schedule 5 replaced

Schedule 5 is repealed and the following Schedule is inserted instead —

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### Schedule 5 — Charges for irrigation

[bl. 31]

#### 1. Carnarvon Irrigation District

- (1) Charges for land in the Carnarvon Irrigation District —
  - (a) **Option A**
    - (i) a fixed charge (for entitlement of 72 000 kL) levied annually in advance ..... \$2 312
    - and
    - (ii) a volume charge per kL of water supplied for irrigation levied periodically in arrears ..... 19.7 cents/kL
  - (b) **Option B**
    - (i) a fixed charge (for entitlement of 72 000 kL) levied annually in advance ..... \$3 005
    - and
    - (ii) a volume charge per kL of water supplied for irrigation levied periodically in arrears ..... 14.7 cents/kL
- (2) If the volume of water to which the owner or occupier is entitled is less than 72 000 kL, the fixed charge under item 1(a)(i) or (b)(i) is reduced proportionately.

## 2. Ord Irrigation District

Charges by way of rate for land in the Ord Irrigation District —

- (a) where the land is in the Packsaddle Horticultural Farms Sub-Area 1
  - (i) an amount of ..... \$35.00/hectare  
subject to a minimum in respect of any land the subject of a separate assessment of ..... \$273.20
  - (ii) a further amount per hectare of land actually irrigated of .... \$761.00/hectare
- (b) where the land is in Ord Irrigation District Sub-Area 2 ..... \$93.60/hectare
- (c) where under by-law 31A of the *Ord Irrigation District By-laws*, the land is irrigated by pumping from works, an amount per hectare of land so irrigated of —
  - (i) where the supply is assured ..... \$86.10
  - (ii) where the supply is not assured ..... \$65.00

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## 6. Transitional arrangements for 2001/02 year

- (1) In relation to water supplied during the 2001/2002 year —
  - (a) the fixed charge provided for in Schedule 5 item 1(a)(i) or (b)(i) is to be levied in arrears; and
  - (b) the Corporation is to make any adjustments to charges levied in respect of that water that are necessary to give effect to these regulations.
- (2) If notice of a change of selection is received by the Corporation before 1 June 2002, the change has effect with respect to water supplied on or after 1 July 2001.

JUDY EDWARDS, Minister for the Environment and Heritage.