



Author : Allan Murdoch
File: BBG-679
Phone: (07) 4131 5888

17 May 2005

A A BOON and M A BOON
238 Berremba Road
GIN GIN QLD 4671

Dear Sir/Madam

Dear Sir,
**Application For Water Allocation Dealing Certificate: Reference 182667
Application 99521**

Attached is an information notice, which is advice of the decision and the reasons for the decision for the above mentioned application and a Water Allocation Dealing Certificate granted with conditions in accordance with the provisions of the *Water Act 2000*.

To complete this transaction, this certificate must be lodged with the Queensland Resource Registrar by the expiry date on the dealing certificate, accompanied by a completed general request form (form 14) and the appropriate fees (presently \$105.60 lodging fee, and a further \$45.60 for each new title created. Where subdivision is into three lots, three new titles are created).

The subdivision of this water allocation has effect on the day the registrar record the change.

If you have any questions please contact me on (07) 4131 5855.

Yours sincerely

49-Sch4 - Signature

Mick Murdoch
Technical Officer
(Stream Management)
Water Management and Use
Bundaberg Office

DPI / DNR Complex, Enterprise Street
PO Box 1167 BUNDABERG
Queensland 4670
Australia
Telephone + 61 7 (07) 4131 5888
Facsimile + 61 7 (07) 4131 5823
Website www.nrm.qld.gov.au
Client Ref: 24618

Information Notice

Application For Subdivision of a Water Allocation Application 99521 Water Allocation Dealing Certificate 182667

This information notice is given in accordance with section 128A (5) of the *Water Act 2000* ("the Act") in respect of the decision on the above application.

Background Matters

A A BOON and M A BOON

made an application on the 06 May 2005 to subdivide water allocation Lot 572/AP6975 ("the Original Water Allocation") into 3 parts ("the Application").

The Original Water Allocation has a nominal volume of 152ML.

The Application proposed that the 3 parts have the following nominal volumes:

The existing allocation is for 152 ML, with the subdivision being for 3 parts being:

Part	Volume (ML)
A	12
B	60
C	80

Decision

I am an officer of the Department of Natural Resources and Mines delegated to exercise the power of the chief executive under section 128A of the Act.

I have decided under section 128A of the Act to approve the Application.

Evidence Or Other Material On Which Findings Of Fact Were Made

The Application

The prescribed fee of \$81.80.

An Internal Historical Water Allocation Search of the water allocations register in respect of the Original Water Allocation.

The Burnett Basin Resource Operations Plan 2003 ("the Plan").

The Act and the Natural Resources, Mines and Energy Legislation Amendment Regulation (No.1) 2004.

DPI / DNR Complex
PO Box 1167 BUNDABERG
Queensland 4670
Telephone (07) 4131 5888
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Client Ref: 21618

Findings On Material Questions Of Fact

The Application is properly made.

The applicant is the registered holder of the Original Water Allocation.

The subdivision of the Original Water Allocation is consistent with the Plan.

The total nominal volume of the subdivided parts of the Original Water Allocation equals the nominal volume of the Original Water Allocation. Therefore the subdivision does not result in an increase in the entitlement under the Original Water Allocation.

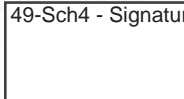
Reasons For The Decision

The Application can be approved because the subdivision of the Original Water Allocation does not increase the entitlement under the Original Water Allocation and is consistent with the Plan.

Appeal Against Decision

If you are dissatisfied with the decision, you may appeal against the decision. Enclosed are extracts from the *Water Act 2000* which detail rights to apply for internal review of the decision and appeal rights in relation to a review decision.

49-Sch4 - Signature



Bruce Bass
Senior Technical Officer
(Stream Management)
Water Management and Use
Bundaberg Office

RTI DL RELEASE - DNRPM

CHAPTER 6—REVIEWS, APPEALS AND ARBITRATION

PART 1—INTERPRETATION

851 Who is an interested person

(1) In this part, a person who has been given an information notice or a compliance notice by the chief executive, or an authorised officer appointed by the chief executive, is an **“interested person”**.

(2) However, if the decision or action for which the notice was given is in relation to a resource operations plan, the interested person may only appeal to the extent—

- (a) the decision is inconsistent with the plan; or
- (b) a different decision, consistent with the plan, could have been made.

(3) In this part, a person who has been given an information notice or a compliance notice by the regulator, or an authorised officer appointed by the regulator, is also an **“interested person”**.

(4) In this part, a person who has been given an information notice by a local government is an **“interested person”**.

(5) In this part, a rate payer or customer of a category 2 water authority who is dissatisfied with the authority’s decision about a rate or charge made and levied on the customer or ratepayer is an **“interested person”**.

(6) The decision or action for which a notice was given under subsection (1), (3) or (4) or the decision mentioned in subsection (5) is an **“original decision”**.

PART 2—INTERNAL REVIEW OF DECISIONS

861 Appeal process starts with internal review

Every appeal against an original decision must be, in the first instance, by way of an application for internal review.

862 Who may apply for internal review

(1) An interested person, may apply for a review (an “internal review”) of an original decision mentioned in—

- (a) section 851(1)—to the chief executive (the “reviewer”); or
- (b) section 851(3)—to the regulator (also the “reviewer”); or
- (c) section 851(4)—to the chief executive of the local government (also the “reviewer”); or
- (d) section 851(5)—to the chief executive officer of the category 2 water authority (also the “reviewer”).

(2) The application must be—

- (a) in the approved form; and
- (b) supported by enough information to enable the reviewer to decide the application.

863 Applying for an internal review

(1) The application must be made within 30 business days after—

- (a) if the person is given an information notice about the decision or a compliance notice—the day the person is given the information notice or a compliance notice; or
- (b) if paragraph (a) does not apply and notice of the decision is published—the day notice of the decision is published.

(2) The reviewer may extend the time for applying for an internal review.

(3) On or before making the application, the applicant must send the following documents to any other person who was given an information notice about the original decision—

- (a) notice of the application (the “**submitter notice**”);
- (b) a copy of the application and supporting documents.

(4) The submitter notice must inform the recipient that written submissions on the application may be made to the reviewer within 5 business days after the application is made to the reviewer.

(5) The application does not stay the original decision.

(6) The application must not be dealt with by—

- (a) the person who made the original decision; or
- (b) a person in a less senior office than the person who made the original decision.

(7) Subsection (6)—

- (a) applies despite the *Acts Interpretation Act 1954*, section 27A; and
- (b) does not apply to an original decision made by the chief executive; and
- (c) does not apply to an original decision made by a reviewer who is a category 2 water authority

877 Who may appeal

(1) If an interested person has applied for a review of an original decision, any interested person for the original decision may appeal against the review decision to—

- (a) if the review decision was about an original decision or action about a water bore driller’s licence—the Magistrates Court; and
- (b) if the review decision was about an original decision or action

mentioned in section 851(1), other than the giving of a compliance notice, or an original decision or action mentioned in section 851(5), other than a decision mentioned in paragraph (a) or (c)—the Land Court; and

- (c) if the review decision was about an original decision or action mentioned in section 489, 490, 491, 492 or 494—the Planning and Environment Court; and
- (d) if the review decision was about a decision or action mentioned in section 851(1) for which a compliance notice was given or a decision or action mentioned in section 851(4)—the Magistrates Court.

(2) The Magistrates Court that has jurisdiction to hear the appeal is the court exercising jurisdiction at or nearest the place of the activity, proposed activity or land concerned.

878 Starting an appeal

(1) An appeal is started by—

- (a) filing a notice of appeal with the court; and
- (b) complying with rules of court applicable to the appeal.

(2) The notice of appeal must be filed within 30 business days after the day the appellant receives notice of the decision or the decision is taken to have been made.

(3) The court may extend the period for filing the notice of appeal.

RTI DL RELEASE - DNRM

**WATER ALLOCATION DEALING
CERTIFICATE**
Water Act 2000



**Queensland
Government**
Natural Resources
and Mines

Reference 182667
Dealing Type Subdivision of a water allocation.
Expiry Date 15/07/2005
Given to ALFRED ALEXANDER BOON
MARLENE ANN BOON

The dealing is approved in accordance with this certificate.

Given at BUNDABERG this SEVENTEENTH day of MAY 2005.

A handwritten signature in black ink, appearing to read 'Bob McCarthy'.

Bob McCarthy
DIRECTOR-GENERAL
DEPARTMENT OF NATURAL RESOURCES AND MINES

This certificate is issued under section 128A of the *Water Act 2000* and may be given to the registrar of water allocations for the subdivision to be recorded under section 128A of the *Water Act 2000*. Water allocations and instruments lodged or registered in relation to water allocations, are publicly searchable under section 153 of the *Water Act 2000*.

RTI RELEASE - DNRM

Client No: 24618 File No: BBG-679
DPI / DNR Complex, Enterprise Street, PO Box 1167, BUNDABERG, 4670
Telephone: (07) 4131 5888 Facsimile: (07) 4131 5823

17/05/2005 16:29:34

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W2T003 Version 1

Water Allocation Dealing Certificate 182667

Expiry Date 15/07/2005

DETAILS OF APPROVAL



Queensland
Government
Natural Resources
and Mines

The water allocation in Schedule A may be subdivided into the water allocations specified by Schedule B.

SCHEDULE A

Allocation 572	CROWN PLAN AP6975	Title Reference 46000419
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RTI DL RELEASE - DNRM

DETAILS OF APPROVAL



SCHEDULE B

Details of subdivision to be recorded.

Water Allocation 572A, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE
Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN
Location: BURNETT ZONE CB
Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME
Nominal Volume: 12.000 Megalitres
Priority: MEDIUM
Purpose: AGRICULTURE
Special Conditions: NIL

Water Allocation 572B, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE
Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN
Location: BURNETT ZONE CB
Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME
Nominal Volume: 60.000 Megalitres
Priority: MEDIUM
Purpose: AGRICULTURE
Special Conditions: NIL

Water Allocation Dealing Certificate 182667

Expiry Date 15/07/2005

DETAILS OF APPROVAL



Queensland Government
Natural Resources and Mines

Water Allocation 572C, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE

Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN

Location: BURNETT ZONE CB

Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME

Nominal Volume: 80.000 Megalitres

Priority: MEDIUM

Purpose: AGRICULTURE

Special Conditions: NIL

RTI DL RELEASE - DNRM

DRAFT
WATER ALLOCATION DEALING
CERTIFICATE
Water Act 2000



Queensland
Government
Natural Resources
and Mines

Reference 182667
Dealing Type Subdivision of a water allocation.
Expiry Date 15/07/2005
Given to ALFRED ALEXANDER BOON
MARLENE ANN BOON

The dealing is approved in accordance with this certificate.

DELEGATED AUTHORISATION	
Under the current instrument of delegation, I have the delegated power to make the decision to give this instrument.	
Approved at	<u>Bundaberg</u> this <u>17</u> day of <u>May 05</u>
Signature	<div style="border: 1px solid black; padding: 2px; width: fit-content;">49-Sch4 - Signature</div>
Name	Senior Technical Officer (Stream Management), Bundaberg
Issue Key	2RT7Y

This certificate is issued under section 128A of the *Water Act 2000* and may be given to the registrar of water allocations for the subdivision to be recorded under section 128A of the *Water Act 2000*. Water allocations and instruments lodged or registered in relation to water allocations, are publicly searchable under section 153 of the *Water Act 2000*.

Draft Water Allocation Dealing Certificate

182667

Expiry Date 15/07/2005

DETAILS OF APPROVAL



Queensland
Government

Natural Resources
and Mines

The water allocation in Schedule A may be subdivided into the water allocations specified by Schedule B.

SCHEDULE A

Allocation 572	CROWN PLAN AP6975	Title Reference 46000419
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RTI DL RELEASE - DNRM

Draft Water Allocation Dealing Certificate

182667

Expiry Date 15/07/2005

DETAILS OF APPROVAL



Queensland Government
Natural Resources and Mines

SCHEDULE B

Details of subdivision to be recorded.

Water Allocation 572A, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE
Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN
Location: BURNETT ZONE CB
Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME
Nominal Volume: 12.000 Megalitres
Priority: MEDIUM
Purpose: AGRICULTURE
Special Conditions: NIL

Water Allocation 572B, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE
Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN
Location: BURNETT ZONE CB
Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME
Nominal Volume: 60.000 Megalitres
Priority: MEDIUM
Purpose: AGRICULTURE
Special Conditions: NIL

Draft Water Allocation Dealing Certificate

182667

Expiry Date 15/07/2005

DETAILS OF APPROVAL



Queensland Government
Natural Resources and Mines

Water Allocation 572C, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE
Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN
Location: BURNETT ZONE CB
Resource Operations Licence: BUNDABERG WATER SUPPLY SCHEME
Nominal Volume: 80.000 Megalitres
Priority: MEDIUM
Purpose: AGRICULTURE
Special Conditions: NIL

RTI DL RELEASE - DNRM

Investigation Report

Compiled on 17 May 2005 at 12:57 PM

Page 1 of 4

SUMMARY DETAILS

Application Reference 99521 **Authorisation Type** Certificate to Subdivide
Application Type New Application **Client Reference** 24618
Authorisation Reference 182667 **File Reference** BBG-679
Office BRP - Burnett ROP
Management Group BUNDABERG - BUNDABERG WATER SUPPLY SCHEME (ROL)
Management Sub Group Burnett Zone CA

APPLICANT DETAILS

Client Persons:

Surname/Corporation	First Name(s)	ABN/ACN
BOON	ALFRED ALEXANDER	
BOON	MARLENE ANN	

Client Contact Details:

Given Names	Alfred	Surname	Boon
Postal Address	238 Berremba Road, GIN GIN, QLD, 4671		
Preferred Phone	<input type="text" value="49-Sch4"/>	Facsimile	
Alternate Phone		Email	

STATUS HISTORY

Status	Effective Date	Status Date	Officer
Draft	17 May 2005	17 May 2005	Bruce Bass
Reported	17 May 2005	17 May 2005	Allan Murdoch
Under Investigation	13 May 2005	13 May 2005	B Bass
Received	6 May 2005	13 May 2005	millerg1

ACTIVITY DETAILS (As Applied For)

WATER ALLOCATION

Dealing on water allocation described as Lot 572 on AP6975

PROPOSED WATER USE

Authorised Purpose
Amount

WORKS DETAILS (As Applied For)

Investigation Report

Compiled on 17 May 2005 at 12:57 PM

Page 2 of 4

INVESTIGATION FINDINGS

This application has been dealt with in accordance with section 128A of the *Water Act 2000* ("the Act") in respect of the decision on the above application.

Background Matters

An application to subdivide existing Water Allocation Lot ^{572.} 752/AP6975 was made on the 06 May 2005 and was accompanied by the fee as prescribed in the Natural Resources and Mines Legislation Amendment Regulation (No.1) 2004 (\$81.80 - receipt number 3202979)

The existing allocation is for 152 ML, with the subdivision being for 3 parts being:

Part	Volume (ML)
A	12
B	60
C	80

The application is not for a change in location.

Decision

The Department of Natural Resources and Mines delegates officers to exercise the power of the chief executive to make decisions about applications for Water Allocation Dealing Certificate.

As a delegated officer of this Department, I have decided to grant the above application with the following expiry date (being 40 business days from approval) 15 July 2005.

The schedule "B" terms are as follows:

Water Allocation 572A, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE

Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN

Location: BURNETT ZONE CB

Resource Operations

Licence: BUNDABERG WATER SUPPLY SCHEME

Nominal Volume: 12.000 Megalitres

Priority: MEDIUM

Purpose: AGRICULTURE

Special Conditions: NIL

Investigation Report

Compiled on 17 May 2005 at 12:57 PM

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Evidence Or Other Material On Which Findings Of Fact Were Made

As the amounts total 152ML, no additional water is being created, and this application can be dealt with under Section 128A of the Water Act 2000.

The application was made on the approved form and accompanied by the fee as prescribed in the Natural Resources, Mines and Energy Legislation Amendment Regulation (No.1) 2004.

Findings On Material Questions Of Fact

This application is a properly made application.

The amounts of the proposed subdivisions equal 152ML, which is equivalent to the existing allocation.

Section 4.1H of the Burnett Basin Resource Operations Plan allows for subdivision of Water Allocations.

Reasons For The Decision

This application is a properly made application, does not increase the holders entitlement and the subdivision is consistent with the Burnett Basin Resource Operations Plan

Mick Murdoch
Technical Officer
(Stream Management)
Bundaberg
17/05/2005

RTI DL RELEASE - DNRM

Investigation Report

Compiled on 17 May 2005 at 12:57 PM

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Water Allocation 572B, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE

Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN

Location: BURNETT ZONE CB

Resource Operations

Licence: BUNDABERG WATER SUPPLY SCHEME

Nominal Volume: 60.000 Megalitres

Priority: MEDIUM

Purpose: AGRICULTURE

Special Conditions: NIL

Water Allocation 572C, Crown Plan AP6975

DESCRIPTION OF ALLOCATION

Allocation Type: ROL WATER ALLOCATION - RESOURCE OPERATIONS LICENCE

Resource Operations Plan: BURNETT BASIN RESOURCE OPERATIONS PLAN

Location: BURNETT_ZONE_CB

Resource Operations

Licence: BUNDABERG WATER SUPPLY SCHEME

Nominal Volume: 80.000 Megalitres

Priority: MEDIUM

Purpose: AGRICULTURE

Special Conditions: NIL

APPLICATION TO SUBDIVIDE WATER ALLOCATION

(Water Act 2000) s128A

Purpose of this Form

This form is used where the holder of a water allocation wishes to replace the original water allocation with two or more water allocations.

RECEIVED

6 MAY 2005

Doc 7204 File 679

ACTION BY

George

Section A Applicant Details

Name Specify the full name of all water allocation holder/s

ALFRED ALEXANDER BOON

MARLENE ANN BOON

Attention (Optional) (eg:- Principal, Secretary, Managing Director, etc)

Mailing Address All correspondence will be delivered to this address

238 BERREMBEA RD

M/S 368

GIN GIN

State QLD

Postcode 4671

Country if not Australia

Contact Person's Details (if different from above)

Title Mr Mrs Ms Miss Other please specify

Given Name ALF. BOON

Last Name BOON

Preferred Phone 49-Sch4

Alternate Phone

Facsimile

Email Address

Section B Original Water Allocation Details

Description of water allocation

Water Allocation Number 572

Crown Plan AP6975

Title Reference 46000419

Nominal volume of original water allocation 152 MI

Resource Operations Plan GURNETT BASIN ROP

Water Supply Scheme or Water Management Area BUNDABERG WSS

OFFICE USE ONLY	Fee Received \$ 81.80	Application 99521
	Receipt No. 3202979	Client 24618
	Registration Date 6/5/05	49-Sch4 - Signature 182667
	Initials	

BUSCA

Section C Subdivision Details *Specify how the original water allocation is to be subdivided*

It is proposed to subdivide the original water allocation into parts as indicated below.

Part	A	B	C	D	E	F	G	H	I	J	K	L	M
Nominal Volume of Subdivided Part in Megalitres	12	60	80										

Part	N	O	P	Q	R	S	T	U	V	W	X	Y	Z
Nominal Volume of Subdivided Part in Megalitres													

TOTAL NOMINAL VOLUME OF SUBDIVIDED PARTS Megalitres

If insufficient space, please attach a separate sheet using the above format and identify separate parts using a numerical system.

Section D Comments *Provide any further comments or information that may be of assistance in assessing this application*

Section E Declaration *All holders of the original water allocation to complete and sign the declaration below*

Being the holder of the water allocation referred to in this application, I/we do hereby apply to subdivide the water allocation. I/we declare that the information contained in this application is true and correct.

INDIVIDUAL *Attach separate sheet (or photocopy) if more than 4 signatures required*

Name	<input type="text" value="ALFRED ALEXANDER BOON"/>	Name	<input type="text" value="MARLENE ANN BOON"/>
Signature	<input type="text" value="49-Sch4 - Signature"/>	Signature	<input type="text" value="49-Sch4 - Signature"/>
Date	<input type="text" value="5-5-05"/>	Date	<input type="text" value="5-5-05"/>

Name	<input type="text"/>	Name	<input type="text"/>
Signature	<input type="text"/>	Signature	<input type="text"/>
Date	<input type="text"/>	Date	<input type="text"/>

CORPORATION *Executed for and on behalf of (Corporation)*

ACN

By (Name)	<input type="text"/>	By (Name)	<input type="text"/>
Position	<input type="text"/>	Position	<input type="text"/>
Signature	<input type="text"/>	Signature	<input type="text"/>
Date	<input type="text"/>	Date	<input type="text"/>
Witnessed By	<input type="text"/>	Witnessed By	<input type="text"/>
Witness Signature	<input type="text"/>	Witness Signature	<input type="text"/>
Date	<input type="text"/>	Date	<input type="text"/>

This information is collected under the authority of the *Water Act 2000* for the purpose of ensuring the sustainable management and efficient use of water and other resources. If this application is approved, the chief executive must give the applicant a certificate under s128A of the *Water Act 2000* which the applicant may then give to the registrar of water allocations for the subdivision to be recorded under s128A of the *Water Act 2000*. The subdivision will not have effect until it is registered. Water allocations and instruments lodged or registered in relation to water allocations are publicly searchable under s153 of the *Water Act 2000*.