

11 Water

Agency abbreviations

The following abbreviations are used in the 'Agency' column of the water legislation review timetable.

AIS	Administrative and Information Services (Office for Government Enterprises) (South Australia)
CM	Chief Minister's Department (Australian Capital Territory)
DH	Department of Health (Western Australia)
DIER	Department of Infrastructure Energy and Resources (Tasmania)
DIPE	Department of Infrastructure, Planning and Environment (Northern Territory)
DPIWE	Department of Primary Industries, Water and Environment (Tasmania)
DUS	Department of Urban Services (Australian Capital Territory)
EH	Environment and Heritage (South Australia)
EPA	Environmental Protection Agency (Queensland)
FT	Forestry Tasmania
H	Health (Queensland)
HEC	Hydro-Electric Corporation (Hydro Tasmania)
LA	Department of Land Administration (Western Australia)
LGP	Local Government and Planning (Queensland)
NR&M	Natural Resources and Mines (Queensland)

NRE	Department of Natural Resources and Environment (Victoria)
OWR	Office of Water Regulation (Western Australia)
PAWA	Power and Water Authority (Northern Territory)
T&F	Treasury and Finance (South Australia)
WR	Water Resources (South Australia)
WRC	Water and Rivers Commission (Western Australia)

Legislation review schedule: Water

Updated to September 2001

New South Wales

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Balranald Irrigation Act 1902				Act repealed by the Water Management Act 2000.
Crown Lands Amendment Act 1932				Act repealed by the Water Management Act 2000.
Drainage Act 1939				Act repealed by the Water Management Act 2000.
Fish River Water Supply Administration Act 1945				Act repealed by the Water Management Act 2000.
Glennies Creek Dam Act 1979				Act repealed by the Water Management Act 2000.
Hunter Valley Flood Mitigation Act 1956				Act repealed by the Water Management Act 2000.
Irrigation Act 1912 (and as amended)				Act repealed by the Water Management Act 2000.
Irrigation and Water (Amendment) Act 1943				Act repealed by the Water Management Act 2000.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Irrigation Corporations Act 1944				Act repealed by the Water Management Act 2000.
Irrigation, Water and Rivers and Foreshores Improvement (Amendment) Act 1955				Act repealed by the Water Management Act 2000.
Miscellaneous Acts (Water Administration) Amendment Act 1986				Act repealed by the Water Management Act 2000.
Private Irrigation Districts Act 1973				Act repealed by the Water Management Act 2000.
Rivers and Foreshores Improvement Act 1948				Act repealed by the Water Management Act 2000.
Water (Soil Conservation) Amendment Act 1986				Act repealed by the Water Management Act 2000.
Water Act 1912 (and as amended)				Act repealed by the Water Management Act 2000.
Water Administration (Transfer of Functions) Act 1986				Act repealed by the Water Management Act 2000.
Water Administration Act 1986				Act repealed by the Water Management Act 2000.
Water Management Act 2000			Review completed.	The Water Management Act 2000 was passed in December 2000, and replaced various pieces of water legislation.
Water Supply Authorities Act 1987				Act repealed by the Water Management Act 2000.

Victoria

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Catchment and Land Protection Act 1994	NRE	Act ensures competition in relevant markets is sustainable in the long term.	Review not required.	An integrated Pest Management Strategy is being developed by the Department in consultation with key stakeholders as part of the stated government policy to establish a Rivers and Catchment Restoration program. The Pest Management Strategy will provide clarification in relation to the discretionary powers outlined in the Act. This will be completed in 2001. The provisions of Part 7 of the Act which relate to extraction of material have been superseded by the Extractive Industries Development Act 1995 and will be repealed when the Act is next amended.
Murray Darling Basin Act 1993 and other legislation relating to interstate sharing and management of resources	NRE	Act assessed as not restricting competition.	Review not required.	
Pollution of Waters by Oil and Noxious Substances Act 1986	NRE	Act assessed as not restricting competition.	Review not required.	
Water Act 1989, Water Industry Act 1994, Melbourne and Metropolitan Board of Works Act 1958, Melbourne Water Corporation Act 1992, and Rain Making Control Act 1967	NRE		Major public review by external consultants underway.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Water Industry Act 1994 (Part 4)	NRE	Licensing arrangements for use of jetties (S135A) and powers to levy rates on households in the metropolis.	Review underway. Issues paper publicly released. Call for submissions. Targeted consultation with key stakeholders.	

Queensland

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Canals Act 1958 and Regulation 1992	EPA	Legislation relates to the construction, maintenance and use of canals, including a requirement for approval before construction commences. Quantitative elements, quality/technical standards, and natural resources permits/licences.	Review completed in November 1998, and report made public. Review concluded that retaining restrictions was justified as being in the public benefit.	Provisions subjected to NCP review retained without reform.
Fluoridation of Public Water Supplies Act 1963 and Regulation 1964	H	Prescription of a particular brand of testing equipment.	Review not required.	The anticompetitive provisions repealed in late 1997.
Gladstone Water Board Act 1984	NR&M	Statutory monopoly.	Departmental review completed in February 2000. The Urban Water Board legislation, that was listed jointly with the Water Resources legislation, reviewed separately. Decision taken to repeal the Act as part of the development of the Water Act 2000.	Legislative restrictions removed with commencement of the Water Act 2000.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Metropolitan Water Supply and Sewerage Act 1909 and Sewerage and Water Supply Act 1949	NR&M	Nature of restrictions are statutory monopoly, licensing/registration and business conduct. Legislation prescribes requirements relating to water supply plumbing, sanitary plumbing and drainage, sewer installation and the management of water supply, sewerage and drainage utilities. Licensing requirements relate to persons undertaking plumbing and drainage work. Standard Sewerage and Water Supply Laws are administered by local governments. Also provides for the control and supply of water in the Brisbane metropolitan area to be the sole responsibility of the Brisbane City Council and prescribes the purposes that domestic water can be used for. Provisions have now largely been taken by ordinances in the City of Brisbane Act.	Review of matters under the Department's control completed in February 2000.	The Metropolitan Water Supply and Sewerage Act planned for repeal in the second half of 2001.
Sewerage and Water Supply Act 1949 and Regulation 1987, and Standard Water and Sewerage Laws	LGP	Plumbers and drainers: licensing, registration, entry requirements (qualifications and practical experience), reservation of practice, and disciplinary processes. Also provides the head of power for the making of plumbing and drainage standards.	Act administered jointly with Department of Natural Resources and Mines (NR&M). NR&M's NCP issues substantively dealt with in the Water Act 2000. NCP matters related to that part of the Act administered by Department of Local Government and Planning are being reviewed as part of current proposals to integrate plumbing approvals and appeal processes in the Integrated Planning Act. Review underway, and expected to be completed in early 2002.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
South East Queensland Water Board Act 1979 and Townsville/Thuringowa Water Supply Board Act 1987	NR&M	Statutory monopoly.	Review completed.	Part of a broader Council of Australian Governments (CoAG) water reform agenda. New institutional reforms for each board led to repeal of the existing Act (the South East Queensland Water Board Act). In November 2000, Cabinet gave authority to introduce legislation to repeal the Townsville/Thuringowa Water Supply Board Act.
Water Resources Act 1989, Water Resources (Watercourse Protect) Regulations 1993, Water Resources (Rates and Charges) Regulations 1992, and Natural Resources Amendment Act 1996	NR&M	Licensing or registration, pricing restrictions and business conduct.	Review as part of a broader CoAG water reform agenda completed in February 2000. A discussion paper on modules for new legislation were progressively released for discussion during 1999.	The Water Act 2000, giving effect to water reforms, commenced in part on 13 September 2000. The remainder of the Water Act will commence in the second half of 2001.

Western Australia

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Carnarvon Irrigation District By-laws	WRC	Differential treatment.	Review completed in January 2000. Minor restrictions justified on public welfare grounds to maintain security of supply and safeguard infrastructure.	Act to be retained without reform. Proposals under way to transfer management of irrigation scheme to local control.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Country Areas Water Supply (Clearing Licence) Regulations 1981	OWR	Controls over land clearing.	Review completed in August 2000. No reforms recommended. Controls justified on wider ecological and public interest grounds.	The Government endorsed the review recommendation on 18 December 2000.
Country Areas Water Supply Act 1947	OWR	Licensing, and market power by Water Corporation.	Review completed in September 1999.	Amendments to the Act to be progressed via the Acts Amendment and Repeal (Competition Policy) Bill.
Country Areas Water Supply By-laws 1957	OWR	Market power.	Review underway. Expected completion June 1999.	
Country Towns Sewerage Act 1948 and By-laws	OWR	Licensing, registration, entry requirements (competency or six years experience and qualification, fit and proper), the reservation of practice (either licensed or under licensed supervision), and disciplinary processes.	Review of the Water Services Coordination Amendment Act 1999 completed, recommending retaining restrictions to prevent unlicensed persons from performing plumbing work and maintaining the power of the Board to set licence conditions.	Amendments to the Act to be progressed via the Acts Amendment and Repeal (Competition Policy) Bill. Plumbers licensing provisions transferred to the Water Services Coordination (Plumbers Licensing) Regulations 2000 in 2000. Transfer also shifted responsibility for plumbers licensing from the Water Corporation to the new Plumbers Licensing Board.
Harvey, Waroona Collie River Irrigation Districts By-laws 1975	WRC	Monopoly powers to the Water Corporation. Differential rights to irrigators.	Review completed in January 2000. Minor restrictions were justified on public welfare grounds to maintain security of supply and safeguard laws proposed to reflect current management practices. No reforms recommended.	The Government endorsed the review recommendations on 14 August 2000.
Health (Treatment of Sewerage and Disposal of Effluent and Liquid Waste) Regulations 1993	DH	Licensing.	Review deferred until June 2000.	Replacement legislation to be developed which will obviate the need for review.
Irrigation (Dunham River) Agreement Act 1968	LA	Differential rights.		Act to be repealed.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Land Drainage (Rating Grades) Regulations 1986	OWR	Exemption from paying rates for certain activities, subject to those exemptions on specific land uses that are imposed for social reasons, continuing to be subject to the formal and transparent community service obligation payment. Provisions whereby land is subject to water supply, sewerage, drainage and irrigation charges even if it is not actually connected to the system and where owners or occupiers do not actually use the system. Exemption from paying charges for pensioners. Water Agencies (Entry Warrant) Regulations.	<p>Review completed. The legislative provisions were assessed as being in the public interest for reasons of social equity and good infrastructure planning. Recommended retaining the restrictions.</p> <p>Other "housekeeping" recommendations included:</p> <ul style="list-style-type: none"> • amending the grading system in the Land Drainage (Rating Grades) Regulations to be consistent with recommendation in the main review to deal with all charges through the Water Agencies (Powers) Act 1984; • amending the Land Drainage Regulations to be consistent with recommendation in the main review to deal with all charges through the Water Agencies (Powers) Act 1984; and • amending the regulations of the Water Agencies (Infringements) Regulations 1994 to be consistent with the Water Agencies (Powers) Act 1984 allowing the Water and Rivers Commission the ability to delegate authority for issuing infringements. 	The Government endorsed the review recommendations. Drafting instructions for the amendments are currently being developed by the Water Corporation in consultation with the Office of Water Regulation.
Land Drainage Act 1925	OWR	Market power.	Review completed in September 1999. Minor amendments to Act proposed to ensure consistency of approach with competitive licensing regime and other related Acts.	The Government endorsed the review recommendation on 20 December 1999.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Land Drainage By-laws 1986	OWR	Market power.	Review completed in December 1999.	The Government endorsed the review recommendations on 20 December 1999. The Water Corporation in consultation with the Office of Water Regulation is currently developing drafting instructions for amendments.
Land Drainage Regulations 1978	OWR	Market power.	Review completed in 1999.	Amending Regulations to be consistent with the recommendation in the main review to deal with all charges through the Water Agencies (Powers) Act 1984.
Metropolitan Water Authority (Miscellaneous) By-laws 1982	WRC	Differential treatment.	Review completed. The by-laws were assessed as not restricting competition.	Legislation retained without reform.
Metropolitan Water Authority Act 1982	WRC	Market power given to Water Corporation.	Review completed. The legislation was assessed as not restricting competition.	The Government endorsed the review recommendations on 14 August 2000.
Metropolitan Water Supply, Sewerage and Drainage By-laws 1981	OWR	Licensing - as for the Country Towns Sewerage Act 1948.	Review completed.	Plumbers licensing provisions transferred to the Water Services Coordination (Plumbers Licensing) Regulations 2000 in 2000. Transfer also shifted responsibility for plumbers licensing from the Water Corporation to the new Plumbers Licensing Board.
Metropolitan Water Supply, Sewerage and Drainage Act 1909	OWR	Market power, and differential treatment for licensing.	Review completed in September 1999.	The Government endorsed the review recommendations on 20 December 1999. Drafting instructions to include the recommended amendments in the proposed Acts Amendment (Competition Policy) Bill 2001 forwarded to the Parliamentary Counsel.
Ord Irrigation District By-laws	WRC	Market power to the Water Corporation. Differential rights to irrigators within the area.	Review completed in January 2000. Minor restrictions are justified on public welfare grounds to maintain security of supply and safeguard infrastructure. No reforms recommended.	The Government endorsed the review recommendations on 14 August 2000. Amendments to By-laws proposed to reflect devolved ownership and control of the scheme.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Preston Valley Irrigation District By-laws	WRC	Differential treatment.	Review completed in January 2000. Review proposed retaining the restrictions on competition found to be in the public interest and to amend the by-laws to reflect current management practices since they do not reflect the responsibilities of the Water Corporation and the grower cooperatives since the devolution of irrigation management.	The Government endorsed the review recommendations on 14 August 2000.
Rights in Water and Irrigation (Construction and Alteration of Wells) Regulations 1963	WRC	Licensing restrictions. The Waters and Rivers Commission is given sole rights to fit, repair and test water meters.	Review completed in January 2000.	The Government endorsed the review recommendations on 14 August 2000. Amending the regulations to remove the Water and Rivers Commission's exclusive right to the fitting, repair and testing of water meters.
Rights in Water and Irrigation Act 1914 and Regulations	WRC	Licensing of rights to take water. Monopoly powers of Water Corporation.	Review completed.	The Government endorsed the review recommendation on 20 December 1999. Drafting instructions to include the recommended amendments in the proposed Acts Amendment (Competition Policy) Bill 2001 forwarded to the Parliamentary Counsel.
Treatment of Sewerage and Disposal of Effluent and Liquid Waste Regulations	DH	Licensing.	Review underway. Consultation involved public seminar and invitation to make submission.	
Water (Dixvale Area and Yanmah Area) Licensing Regulations 1974	WRC	Differential treatment of a small group of irrigators.	Review completed in January 2000.	Proposal to repeal regulations.
Water Agencies (Charges) Bylaws 1987	OWR	Differential treatment of Crown lands.	Review completed in September 1999.	Minor amendments proposed to ensure consistency of approach with competitive licensing regime and other related Acts.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Water Agencies (Entry Warrants) Regulations 1985	OWR		Review completed in September 1999.	Minor amendments proposed to ensure consistency of approach with competitive licensing regime and other related Acts.
Water Agencies (Infringements) Regulations 1994	OWR	Market power to the Water Corporation.	Review completed in September 1999.	Minor amendments proposed to ensure consistency of approach with competitive licensing regime and other related Acts.
Water Agencies (Powers) Act 1984	OWR	Market power to the Water Corporation.	Review completed in September 1999.	Minor amendments proposed to ensure consistency of approach with competitive licensing regime and other related Acts.
Water Agencies Restructure (Transitional and Consequential Provisions) Act 1995	OWR		Review completed in August 2000. Act assessed as not restricting competition.	Act retained without reform.
Water and Rivers Commission Act 1995	WRC	Act provides necessary governmental powers for effective natural resource management.	Review completed in January 2000. No changes recommended.	Act retained without reform.
Water Boards Act 1904 and By-laws	OWR	Licensing. Restricts powers to supply of water and within defined areas.	Review completed in May 1999.	Amendment to Act proposed to allow agencies to provide full suite of water services and freedom to compete for licences on equal terms with the Water Corporation. Revised By-laws will meet gatekeeper requirements.
Water Corporation Act 1995	OWR		Review completed in May 1999.	Act retained without reform.
Water Services Coordination Act 1995 - Part 1 of 2	OWR	Complex licensing regime inhibits competitive outcomes.	Review completed in July 1999.	Amendments proposed which recommend adoption of a simpler and more procompetitive regime. Amendments provide for competitive neutrality in the application of relevant Acts.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Water Supply, Sewerage and Drainage Act 1912	OWR	Few restrictions in remaining sections related to ownership of assets.	Review completed in May 1998.	Act retained without reform.
Waterways Conservation Act 1976 and Regulations	WRC	Licensing system for disposal of waste in waterways.	Review completed in January 2000. Review recommended no reforms given minor nature of Act. Further major review proposed to achieve rationalisation of functions and operation between this Act and Environmental Protection Act.	The Government endorsed the review recommendations on 20 December 1999.

South Australia

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Catchment Water Management Act 1995	EH	Restricts market conduct.	Review completed.	Act repealed by the Water Resources Act 1997, and the Catchment Water Management Act 1995.
Groundwater (Border Agreement) Act 1985	WR	Restricts market conduct.	Review completed in June 2000. No reforms recommended.	
Irrigation (Land Tenure) Act 1930	EH	Restricts market conduct.	Review, with associated legislation, completed in December 1999. No major issues identified. Recommended that legislation be updated and consolidated.	Legislation to be repealed in 2002.
Irrigation Act 1994	WR	Restricts market conduct.	Review completed in August 2000. Minor legislative change recommended. Review identified a need for a comprehensive review of the legislation and its objectives.	The Government agreed that the minor change should proceed.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Loans for Fencing and Water Piping Act 1938	T&F	Restricts market conduct.	Review completed in 1997.	Act expected to be repealed when last repayments made in 2000.
Murray Darling Basin Act 1993	WR	Restricts market conduct. Agreement in place to provide equitable sharing of the resource. Agreement regarded as preventing restrictions.	Review completed in 1999. No reforms recommended. Review noted by the Murray Darling Basin Commission and presented to the Minister.	
Renmark Irrigation Trust Act 1936	WR	Restricts market conduct.	Review completed in August 2000. Minor legislative change recommended to remove obsolete and inconsistent sections. Will prompt more fundamental review.	The Government accepted the review recommendation.
River Murray Waters Agreement Supplemental Agreement Act 1963	WR	Restricts market conduct.	Review completed in September 1998. Repeal recommended.	Act effectively replaced by the Murray Darling Basin Act 1993.
Sewerage Act 1929	AIS	Barriers to market entry, restricts market conduct, and product or service standards.	Review, in conjunction with the SA Water Corporation Act 1994 and the Waterworks Act 1932, completed in November 2000.	The Government is considering the review recommendations.
South Australian Water Corporation Act 1994	AIS	Barriers to market entry, and restricts market conduct.	Review, in conjunction with the Sewerage Act 1929 and the Waterworks Act 1932, completed in November 2000.	The Government is considering the review recommendations.
South Eastern Water Conservation and Drainage Act 1992	WR	Restricts market conduct.	Review completed in July 1999. No reforms recommended.	
Water Conservation Act 1936	WR	Barriers to market entry, restricts market conduct and products or service standards.	Review completed in September 2000. Act only used in limited circumstances. No significant restrictions identified.	The Government is considering review recommendations. Act likely to be repealed and relevant sections included in a revised Waterworks Act in due course.
Water Resources Act 1990	WR	Restricts market conduct.	Review completed.	Act repealed by the Water Resources Act 1997.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Waterworks Act 1932	AIS	Barriers to market entry, restricts market conduct, and product or service standards.	Review, in conjunction with the Sewerage Act 1929 and the SA Water Corporation Act 1994, completed.	The Government is considering the review recommendations. Only minor changes are anticipated, but it will prompt a wider review of the utility provision.

Tasmania

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Australian Titan Products Act 1945	DIER	Provides certain water rights to a company and prohibits it from generating electricity.		Act repealed by the Legislation Repeal Act 1998.
Clyde Water Act 1898	DPIWE	Vests trustees with the power to repair and alter works, construct works to convey water from Lake Sorell to the River Clyde and any waterworks necessary to provide the towns of Bothwell and Hamilton with water.		Act repealed by the Water Management Act 1999.
Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995	DIER	Requires certain irrigation waters to be made available to certain water users, providing them with a commercial benefit that is not available to others.	Review, as part of the implementation of the CoAG reform agenda for the Australian water industry, completed.	Act amended by the Water Management Act 1999.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Florentine Valley Paper Industry Act 1935	FT	Market entry. Authorises the granting of exclusive timber, water and transport rights to one company.	Review, as part of the implementation of the CoAG reform agenda for the Australian water industry, completed. Review recommended transfer of licensing of water rights to the Water Management Act.	Licensing of water rights transferred to the Water Management Act 1999.
Groundwater Act 1985	DIER	Prohibits the construction or enlarging of a well, or the drawing of water, in a proclaimed region without a permit. Provides the Director of Mines with the power to shut, limit, repair or modify any Tasmanian well.		Act repealed by the Water Management Act 1999.
Hobart Regional Water Act 1984	DPIWE	Gives the Hobart Regional Water Board exclusive rights to take water from the Derwent River, Mount Wellington and other streams, construct bulk supply works and enter into agreements with municipalities to provide water.	Review not required.	Act repealed by the Hobart Regional Water (Arrangements) Act 1996, which was assessed under gatekeeper provisions.
Huon Valley Pulp and Paper Industry Act 1959	FT	Provides the company with free unlimited water rights, restricts the water rights of the Huon Council (and its residents), and rights over Crown land. Sets company conduct in relation to river bank degradation and water quality.		Act repealed by the Legislation Repeal Act 1996.
Irrigation Clauses Act 1973	DPIWE	Market entry. Provides for the construction of waterworks by persons authorised by another Act to do so. Provides for the right to a supply of water for irrigation.	Review, as part of the implementation of the CoAG reform agenda for the Australian water industry, completed.	Act amended by the Water Management Act 1999.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Loan (Hydro-Electric Commission) Act 1957	HEC	Provides irrigation rights to persons in the Parish of Lawrenny.		Act repealed on 6 November 1996, and the repealing Acts included on the LRP timetable. The repealing Acts consist of the Electricity Supply Industry Act 1995 and the Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995.
Mount Cameron Water Race Act 1926	DIER	Legislated restriction on competition as part of a legislative scheme governing water rights to the Rushy Lagoon property.	Review not required.	Act repealed by the Legislation Repeal Act 1998.
North Esk Regional Water Act 1960	DPIWE	Provides the Rivers and Water Supply Commission with the exclusive right to supply certain 'water districts' from waterworks vested in the Commission.		Act repealed by the Northern Regional Water (Arrangements) Act 1997.
North-West Regional Water Act 1987	DPIWE	Provides that the North West Regional Water Authority may take water from specified places. Provides that the Authority shall supply municipalities in the Water District with water and that municipalities will not obtain water in bulk from elsewhere.		Act repealed by the North West Regional Water (Arrangements) Act 1997, which commenced in 1999. The latter Act was assessed under LRP gatekeeper provisions.
Rossarden Water Act 1954	DPIWE	Provides that the Fingal Council may use its power to supply water to the Aberfoyle Tin mine free of charge, effectively providing the company with a competitive advantage.	Review not required.	Act repealed by the Water Management Act 1999.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Sewers and Drains Act 1954	DPIWE	Specifies material and work standards for the construction and maintenance of sewerage works. Requires certain Council officers to hold certificates of qualification.	Review not required.	Restrictive provisions in the Act removed.
Thomas Owen and Co. (Australia) Limited Act 1948	DPIWE	Provides a company with the right to take as much water as required at no cost and prohibits it from using that water to generate electricity.		Act repealed by the Water Management Act 1999.
Water Act 1957	DPIWE	Gives the Rivers and Water Supply Commission the power to allow or prevent persons from taking water from rivers and lakes. Prohibits the taking of water for irrigation without the authority of the Commission. Specifies water quality standards.	Review by external consultants completed in 1999.	Act repealed and replaced by the Water Management Act 1999.
Water Management Act 1999	DPIWE		Assessed under LRP gatekeeper provisions.	
Waterworks Clauses Act 1952	DPIWE	Gives power to persons, authorised by special Acts to construct waterworks, to acquire land and to undertake various activities associated with the construction of such waterworks.	Review, as part of the implementation of the CoAG reform agenda for the Australian water industry, completed.	Act amended by the Water Management Act 1999.
Wesley Vale Pulp and Paper Industry Act 1961	FT	Ratifies a financial agreement providing a particular company with a competitive advantage, potentially acting to restrict competition.	Review, as part of the implementation of the CoAG reform agenda for the Australian water industry, completed.	Act amended by the Water Management Act 1999.

Australian Capital Territory

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Cotter River Act 1914	DUS		Intradepartmental review completed in 1999.	Act repealed on 23 March 2000.
Energy and Water Act 1988	DUS		Review not required.	Act repealed as part of the Utilities legislation.
Sewerage Rates Act 1968	CM		Review not required.	Matters covered by this Act considered in developing the Utilities Act 2000.
Water Pollution Act 1984	DUS			Act repealed by the Environment Protection Act 1997.
Water Rates Act 1959	CM		Intradepartmental review completed.	Matters covered by this Act considered in developing the Utilities Act 2000.

Northern Territory

Name of legislation	Agency	Major restrictions	Review activity	Reform activity
Water Act and Regulations	DIPE	Provides for the investigation, use, control, protection, management and administration of water resources.	Review by external consultants completed in July 2000. No reform recommended.	

Water Supply and Sewerage Act	PAWA	Single provider status provided to Power and Water Authority. Lacks separation of service delivery from regulatory roles.	Independent review completed in March 2000.	Act repealed and replaced by the Water Supply and Sewerage Services Act. Single service provider status retained due to economies of scale. Independent licensing being introduced under the Utilities Commission, and regulatory roles separated from service delivery.
Water Supply and Sewerage Services Act	PAWA	Single supplier of water and sewerage services within a defined geographical area.		Legislation replaces the Water Supply and Sewerage Act. Single provider status retained due to economies of scale. Independent licensing to be introduced under the Utilities Commission by 1 January 2002.