



# Guide to using the IDAS Development Applications Forms

## Guide 15 Water related development

This guide is designed to help applicants and local governments determine if an application requires assessment by the Department of Natural Resources and Water (NRW) for taking or interfering with water under the *Water Act 2000*.

It will also assist people to understand the process and requirements for such applications in being assessed by the assessment manager, and any referral arrangements that apply.

### Assessable Development

Schedule 8, part 1, table 4, item 3 of the *Integrated Planning Act 1997* (IPA) specifies that operational work for the purposes of taking or interfering with water under the *Water Act 2000* is assessable development, which includes:

- all work in a watercourse (e.g. a pump, gravity diversion, stream re-direction, weir or dam)
- all artesian bores anywhere in the State, no matter what their use
- subartesian bores in declared subartesian areas, under certain wild river declarations and under certain water resource plans, used for purposes other than stock and/or domestic use, and
- subartesian bores in certain declared subartesian areas and under certain water resource plans that are used for stock and/or domestic purposes.

Those areas where stock and/or domestic bores are assessable development include:

- Bluewater Subartesian Area – domestic bores are assessable development
- Bundaberg Subartesian Area – domestic and stock bores are assessable development
- Clarendon Subartesian Area – stock bores are assessable development
- Duck Farm Subartesian Area – domestic bores are assessable development
- Fraser Island Subartesian Area – stock bores are assessable development
- Great Artesian basin Subartesian Area – domestic and stock bores are assessable development.

Works for taking overland flow water (other than those used only for stock and domestic purposes) under certain Water Resource Plans. This currently applies to the following Water Resource Plans:

- the Border Rivers Water Resource Plan
- the Moonie Water Resource Plan
- the Warrego/Paroo/Bulloo/Nebine Water Resource Plan
- the Georgina-Diamantina Water Resource Plan
- the Fitzroy Water Resource Plan
- the Condamine and Balonne Water Resource Plan.



Works for interfering with overland flow water:

- by controlling the flow of water into or out of a watercourse, lake or spring in an area declared to be a drainage and embankment area under the *Water Regulation 2002*, or
- under a wild river declaration.

## NRW as Assessment Manager

If an application is made for operational work for taking or interfering with water as described above, NRW is the assessment manager if:

- the development is not assessable under the local government's planning scheme; and
- the application does not involve any other assessable development, apart from:
  - operational work for a referable dam (see Guide 14); and/or
  - operational work that is the construction or raising of a waterway barrier works (see Guide 22); and/or
- the clearing of native vegetation (see Guide 12); and
- there is no other assessment manager prescribed for the development under the IPA schedule 8A (e.g. the Port Authority is the assessment manager for strategic port land).

## NRW as Referral Agency

If an application includes operational work for taking or interfering with water under the *Water Act 2000*, as described above, but the criteria above for NRW being the assessment manager is not satisfied, NRW will be a concurrence agency. NRW will assess the application with respect to the water-related development only and may direct the assessment manager to:

- attach certain conditions to any development approval
- only approve part of the application
- give a preliminary approval only, or
- refuse the application.

## Resource Manager's Consent

Under section 3.2.1(5) of IPA if a development application involves a State resource it must be accompanied by evidence of an entitlement to the resource, or the written consent of the chief executive administering the resource to the making of the application.

For applications that involve works that take or interfere with water under the *Water Act 2000* the written consent of a delegated officer of NRW (resource manager's consent) must be provided for the IDAS Application Form 1 Part A Common Details before the application can be accepted as properly made.

Before providing resource manager's consent, the delegated officer will ensure that either the applicant has the appropriate entitlement or authority to take or interfere with the water under the *Water Act 2000*, or the application can proceed in the absence of an entitlement or authority. The applicant may require a water entitlement or authority before their development application can proceed.



## IDAS Forms & Application Process

In the first instance the applicant should contact NRW to establish whether a water entitlement is required to obtain resource manager's consent.

If an application is for taking or interfering with water IDAS Form 1, Part A, and the relevant Part K form must be completed.

As noted above, the IDAS Form 1 Part A requires the applicant to provide evidence of resource manager's consent for the application to be considered properly made.

To make it easier for applicants wishing to develop water resource infrastructure, where there is no other assessable development, NRW will accept an application for a water entitlement and the IDAS development application forms at the same time.

NRW will then hold the development application until the water entitlement processes are complete. Once the water entitlement process is complete, and provided a water entitlement is granted NRW will provide resource manager's consent. At this point the development application will be properly made and the IPA timeframes will commence.

## Work Details and Specifications

Where the proposed work will require detailed plans and specifications, it would speed up assessment of the application if these were supplied with the application. If these are not supplied or if all required fields on the application form are not completed, it is likely that NRW will make an "information request" to the applicant to seek this information. Generally, the applicant will have 12 months in which to respond to the information request, prior to NRW's assessment of the application continuing.

However, in instances where a development application is being made in response to a show cause notice or enforcement notice, the applicant will have three (3) months in which to respond to the information request.

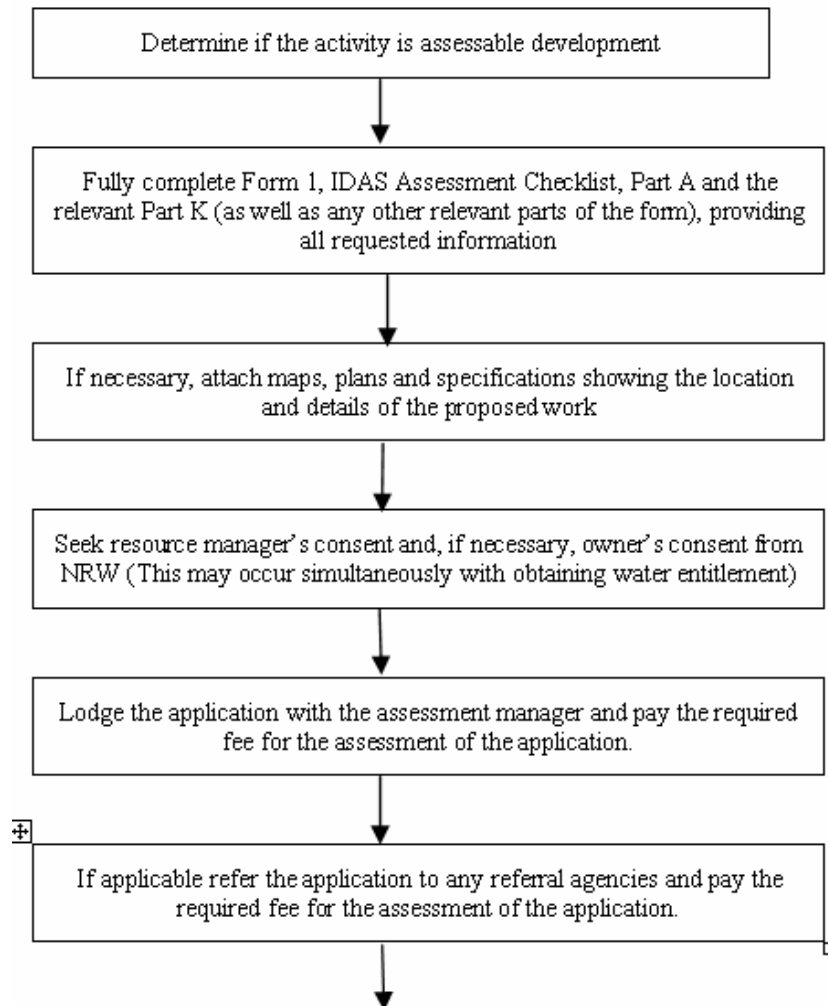
## Portable Long Service Leave Levy

The Building and Construction Industry Portable Long Service Leave Levy is payable on the total cost of all building and construction work, including operational work, in Queensland costing \$80,000 or more. The levy and fee are usually paid by the project owner and must be paid prior to receiving a development permit.

An assessment manager for a development application must not give a development approval unless an approved form issued by QLeave has been sighted confirming either that the levy has been paid or the applicant has an exemption from payment of the levy.

For more information on the Portable Long Service Leave Levy refer to the QLeave Website or contact QLeave, Telephone: 1800 803 481.

## Flowchart Summary of Steps for Preparing and Lodging your Application



*NRW assesses the application as either assessment manager or concurrence agency*

## For More Information

For more information about water-related development, please call any of the local offices of NRW listed.

<b>AYR</b> Little Drysdale Street PO Box 591 AYR Q 4807 Ph: 07 4761 2223 Fax: 07 4761 2211	<b>BILOELA</b> Biloela Research Station State Farm Road Locked Mail Bag 1 BILOELA Q 4715 Ph: 07 4992 9101 Fax: 07 4992 3468	<b>BUNDABERG</b> 16-32 Enterprise Street PO Box 1167 BUNDABERG Q 4670 Ph: 07 4131 5845 Fax: 07 4131 5896	<b>CHARLEVILLE</b> Hood Street PO Box 224 CHARLEVILLE Q 4470 Ph: 07 4654 4276 Fax: 07 4654 4225
<b>BRISBANE</b> Landcentre Floor 3 Cnr Main and Vulture Streets PO Box 1653 COORPAROO DC Q 4151 Ph: 07 3224 7676 Fax: 07 3224 2933	<b>EMERALD</b> 99 Hospital Road PO Box 19 EMERALD Q 4720 Ph: 07 4987 9300 Fax: 07 4987 9333	<b>GATTON</b> Gatton Research Station Warrego Highway Locked Mail Bag 1009, MS 437 GATTON Q 4343 Ph: 07 5466 2222 Fax: 07 5466 2282	<b>GOONDIWINDI</b> 24-26 McLean Street Locked Bag 4 GOONDIWINDI Q 4390 Ph: 07 4671 6100 Fax: 07 4671 3163
<b>GYMPIE</b> 27 O'Connell Street Locked Bag 383 GYMPIE Q 4570 Ph: 07 5480 5316 Fax: 07 5480 5302	<b>INGHAM</b> Halifax Road Bernerside PO BOX 1293 INGHAM Q 4850 Ph: 074777 2822 Fax: 07 4777 2863	<b>LONGREACH</b> Landsborough Highway PO Box 210 LONGREACH Q 4730 Ph: 07 4650 1900 Fax: 07 4650 1902	<b>MACKAY</b> 22-30 Wood Street PO Box 63 MACKAY Q 4740 Ph: 07 4967 0995 Fax: 07 4957 3747
<b>MAREEBA</b> 167 Walsh Street PO Box 156 MAREEBA Q 4880 Ph: 07 4048 4850 Fax: 07 4092 2366	<b>ROCKHAMPTON</b> 209 Bolsover Street PO Box 1762 ROCKHAMPTON Q 4700 Ph: 07 4938 4600 Fax: 07 4927 3079	<b>ROMA</b> 31 McDowall Street PO Box 350 ROMA Q 4455 Ph: 07 4624 1548 Fax: 07 4642 1559	<b>ST GEORGE</b> 126 Alfred Street PO Box 310 ST GEORGE Q 4487 Ph: 07 4625 3299 Fax: 07 4625 3892
<b>STH JOHNSTONE</b> Centre for Wet Tropics Agriculture South Johnstone Rd PO Box 20 STH JOHNSTONE Q 4860 Ph: 07 4064 1110 Fax: 07 4064 2249	<b>TOOWOOMBA</b> 203 Tor Street PO Box 318 TOOWOOMBA Q 4350 Ph: 07 4688 1000 Fax: 07 4688 1188	<b>TOWNSVILLE</b> 187-209 Stanley Street PO Box 5318 TOWNSVILLE Q 4810 Ph: 07 4799 7314 Fax: 07 4799 7971	<b>WARWICK</b> Cnr Guy and Fitzroy Streets PO Box 2 WARWICK Q 4370 Ph: 07 4661 0200 Fax: 07 4661 5215

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