

# Application to Vary and/or Associate or Revoke the Association of a Water Share (Form 9)

Application Number:  
**WEV 1 6 5 6 5 4**

Application for the Minister's approval under section 33AQ, 33TA, 33TB and 64K of the *Water Act 1989*.

## WATER SHARE DETAILS

1. Water share identification no: **W E E**

2. If you wish to vary the allocation account (ABA) that the water share is linked to please provide the ABA number below.

Please refer to explanatory notes 2 & 3 before nominating the ABA to be linked to the water share.

**A B A**       or  Please issue a new ABA and link it to the water share.

## ASSOCIATION OF A WATER-USE LICENCE/ WATER-USE REGISTRATION WITH A WATER SHARE

(Leave this section blank if you do not wish to associate).

3. Please list the water-use licence(s) or water-use registration(s) that you would like the water share to be associated with.

|                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |
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and/ or  I have applied for a new water-use licence(s) or water-use registration(s). Provide the relevant application number.

**W U A**

## REVOKE AN ASSOCIATION OF A WATER-USE LICENCE/ WATER-USE REGISTRATION WITH A WATER SHARE

(Leave this section blank if you do not wish to revoke an association).

4. Please list the water-use licence(s) or water-use registration(s) that you no longer wish to be associated with the water share.

|                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |
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## VARIATION OF WATER CORPORATION ATTRIBUTE ON A WATER SHARE

5. Do you wish to vary the Water Corporation attribute of the water share? (Please tick)

Yes. Water Corporation to be changed to:

## NAME(S) AND SIGNATURE(S) OF WATER SHARE AND/ OR WATER USE LICENCE/ REGISTRATION OWNER(S)

6. Please print name(s) in full and in capital letters and sign. Please refer to explanatory note 12 for details of signatures required. If there are more than four owners or if an owner is a company, please ensure that Annexure 3 is also completed. All notices will be sent to the person listed first in the water register.

| GIVEN NAME(S)             | SURNAME/COMPANY      | SIGNATURE            |
|---------------------------|----------------------|----------------------|
| i. <input type="text"/>   | <input type="text"/> | <input type="text"/> |
| ii. <input type="text"/>  | <input type="text"/> | <input type="text"/> |
| iii. <input type="text"/> | <input type="text"/> | <input type="text"/> |
| iv. <input type="text"/>  | <input type="text"/> | <input type="text"/> |

Dated:  **DD**  **MM**  **YY**

## LODGING PARTY (IF APPLICABLE):

The lodging party may be a water broker or solicitor coordinating the application

7. Please print name(s) in full and in capital letters.

GIVEN NAME(S)  SURNAME/COMPANY

Postal address:

Phone number  Lodging Party ID: **P T Y**

OFFICE USE ONLY: May 2014

# EXPLANATORY NOTES: APPLICATION NOTES TO VARY AND/OR ASSOCIATE, OR REVOKE A WATER SHARE ASSOCIATION

## General

1. To vary a water share means to vary the allocation account (ABA) to which the water share is linked or to vary the properties of the water share to reflect a change to the water share's association as described in notes 2 to 5.
2. If you are varying the ABA to which your water share is linked please note that all water shares linked to the same ABA must have the same Water Corporation, trading zone source and trading zone use attributes. These attributes will be listed on your ABA statement. If your ABA is not already linked to a water share or water use licence/registration (WUL/WUR) then the Water Corporation will vary the ABA attributes to reflect any newly linked water shares.
3. If you are linking your water share to an ABA you are not a holder of, you are giving future allocation from the water share to the person named on the ABA.
4. If you are concerned that the attributes on your ABA statement do not reflect the attributes of the new water share or associated water use licence then it is advisable to contact your Water Corporation.
5. To associate a water share means to associate the share with a WUL/WUR.
6. If the WUL/WUR to which a water share is associated is varied, the trading zone use, delivery system and Water Corporation on the water share should be varied to reflect the properties of the WUL/WUR.
7. An application may be made to associate a water share with a WUL/WUR with a different trading zone use subject to the trading rules and annual limits on trade out of irrigation districts.
8. If all associations that a water share has with WULs/WURs are revoked, the water share becomes disassociated from land.
9. A water share's association and attributes excluding allocation account details are detailed in the water share copy of record available from your Water Corporation or at <http://www.waterregister.vic.gov.au>.

## Lodgement

10. You must complete the *Vary and/or Associate, or Revoke the Association of a water share* application form and lodge the completed form together with payment of the application fee with the Water Corporation over the counter or by mail.
11. The Water Corporation will not accept:
  - Photocopied forms as the application number must be unique
  - Faxed or emailed forms as original signatures are required
12. The *Vary and/or Associate, or Revoke the Association of a Water Share* application form and the schedule of application fees can be obtained from your Water Corporation or at <http://www.waterregister.vic.gov.au/about/forms-and-fees>

If you require further information please contact your Water Corporation

Goulburn-Murray Water  
40 Casey Street  
PO Box 165, TATURA 3616  
T: 1800 013 357 F: (03) 5826 3334

Lower Murray Water  
741-759 Fourteenth Street  
PO Box 1438, MILDURA 3502  
T: (03) 5051 3400 F:(03) 5051 3480

Southern Rural Water  
88 Johnston Street  
PO Box 153, MAFFRA 3860  
T: (03) 5139 3100 F:(03) 5139 3150

## Signatures

13. a. To vary a water share or to associate or to revoke an association, only the owners of a water share can apply and all owners must sign the application.  
b. If associating a water share and the owners of the water share are not recorded in the water register as owners of the land with which the water share is being associated, the application must be accompanied by a 'related parties' statutory declaration and 'consent of land owner form' available at <http://www.waterregister.vic.gov.au/about/forms-and-fees> or from your Water Corporation.  
c. If a water share owner is a company, Annexure 3 must be completed. Signature(s) are required in accordance with an ASIC company extract not more than 12 months old which must be attached to the application.

## Approval of the Application

14. If the Water Corporation approves the application the Water Corporation will record the variation and/or the association, or revocation of association.
15. The Water Corporation will send a letter to the water share owner listed first in the water register, advising that the variation and/or the association, or revocation of association has been approved and recorded in the water register. A copy of the letter will be forwarded to the lodging party if a lodging party coordinated the application.

## Refusal of the Application

16. The Water Corporation will send a letter to the water share owner listed first in the water register, stating the reasons for the refusal. A copy of the letter will be forwarded to the lodging party if a lodging party coordinated the application.
17. Reasons for refusal may include:
  - i. Where the applicant requests the water share association to be revoked but the revocation would cause the non water use limit to be exceeded; and
  - ii. Where the water share is to be associated with a water use licence and/or a water-use registration but the association will cause the holding limit to be exceeded. (The holding limit is equivalent to twice the annual use limit of the water-use licence and/or water-use registration. A volume no greater than the holding limit can be associated).
18. After refusal, if the water share owner(s) wish to attempt the variation, association or revocation again a new application will need to be lodged with another application fee.

## More information required

19. If the Water Corporation requires more information a letter will be sent to the water share owner listed first in the water register and to the lodging party if a lodging party coordinated the trade. The letter will make clear the missing information and/or incorrect information that requires correction.
20. Applicants must provide missing information or correct information within two calendar months or the application to Vary and/or Associate, or Revoke the Association of a water share will lapse, and a new application would need to be lodged with another application fee.

## What is happening under the *Water Act 1989*

21. This form is an application, where applicable, for the Minister's approval to:
  - associate the water share (or revoke its association) with a water-use licence or water-use registration (under section 33AQ);
  - give a standing direction (under section 33TA);
  - revoke a standing direction (under section 33TB);
  - approval to use water from the water share on land which the water share is not associated (under section 64 K).

**Note: A reference in these notes to action to be undertaken by the Water Corporation may mean the Water Corporation is acting as delegate of the Minister under section 308 of the *Water Act 1989*.**

## Disclaimer

This publication may be of assistance to you but the State of Victoria and its employees do not guarantee that the publication is without flaw of any kind or is wholly appropriate for your particular purposes and therefore disclaims all liability for any error, loss or other consequence which may arise from you relying on any information in this publication.

# Annexure 3

Water Act 1989

Application Number:

**WEV 1 6 5 6 5 4**

Dated:

## NAME(S) AND SIGNATURE(S) OF APPLICANT(S) IF MORE THAN FOUR (4)

|       | GIVEN NAME(S)        | SURNAME              | SIGNATURE            |
|-------|----------------------|----------------------|----------------------|
| v.    | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| vi.   | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| vii.  | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| viii. | <input type="text"/> | <input type="text"/> | <input type="text"/> |

Dated:

## NAME(S) AND SIGNATURE(S) OF COMPANY IF COMPANY IS APPLICANT

Please ensure you attach an ASIC company extract that is not more than 12 months old. Signatures must be in accordance with the company extract.

All notices and invoices will be sent to the company first listed in the Water Register.

### 1. Name of Company:

ABN

|                      |                      |
|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> |
|----------------------|----------------------|

Postal address:

Dated:

| GIVEN NAME (S)       | SURNAME              | SIGNATURE            | POSITION             |
|----------------------|----------------------|----------------------|----------------------|
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| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

### 2. Name of Company:

ABN

|                      |                      |
|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> |
|----------------------|----------------------|

Postal address:

Dated:

| GIVEN NAME (S)       | SURNAME              | SIGNATURE            | POSITION             |
|----------------------|----------------------|----------------------|----------------------|
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| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

Please detach and retain the slip below



Application Number:

**WEV 1 6 5 6 5 4**

## ENQUIRIES

Please retain this slip as a copy of your application number for your reference.

For enquiries regarding the progress of your application please contact your Water Corporation or lodging party and quote your application number.