

South Australia

# Water Resources (Marne Saunders Prescribed Water Resources Area) Regulations 2005

under the *Water Resources Act 1997*

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## Preamble

- 1 The *Water Resources (Marne River and Saunders Creek—Prescribed Water Resources) Regulations 2003* (the **2003 Regulations**) were made, and came into operation, on 20 March 2003 (see *Gazette 20.3.2003 p1111*).
- 2 The 2003 Regulations declared—
  - (a) an area to be the Marne River and Saunders Creek Area; and
  - (b) the Marne River and Saunders Creek Area to be a surface water prescribed area; and
  - (c) all watercourses in the Marne River and Saunders Creek Area to be prescribed watercourses; and
  - (d) existing wells and wells drilled in the Marne River and Saunders Creek Area to be prescribed wells.
- 3 The establishment period in respect of the Marne River and Saunders Creek Area commenced on 6 May 1996 and ended at the commencement of the prescribed period (that is, 24 January 2002) and the prescribed period will end 3 years from the day on which the 2003 Regulations were made (that is, 20 March 2006).

- 4 It is now appropriate to revoke the 2003 Regulations and make regulations that will have the effect—
- (a) of adding an area (*area A*) to the Marne River and Saunders Creek Area; and
  - (b) of naming the area comprised of the Marne River and Saunders Creek Area and area A as the Marne Saunders Prescribed Water Resources Area; and
  - (c) of continuing, in relation to the Marne River and Saunders Creek Area, the establishment period and prescribed period declared by the 2003 Regulations; and
  - (d) of prescribing the establishment period and prescribed period in relation to area A of the Marne Saunders Prescribed Water Resources Area.
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### 1—Short title

These regulations may be cited as the *Water Resources (Marne Saunders Prescribed Water Resources Area) Regulations 2005*.

### 2—Commencement

These regulations come into operation on the day on which they are made.

### 3—Interpretation

In these regulations—

*Act* means the *Water Resources Act 1997*;

*area A* means the area bounded by the bold black line on GRO plan No 115/2004;

*Marne River and Saunders Creek Area* means the area declared by the revoked regulations to be the Marne River and Saunders Creek Area;

*Note*—

That area is comprised of the Marne River Proposed Prescribed Water Resources Area and the Saunders Creek Proposed Prescribed Water Resources Area as delineated and shown on GRO plan No 429/2002—see regulation 3 of the revoked regulations.

*Marne Saunders Prescribed Water Resources Area* means the area comprised of the Marne River and Saunders Creek Area and area A;

*revoked regulations* means the *Water Resources (Marne River and Saunders Creek—Prescribed Water Resources) Regulations 2003* revoked by Schedule 1.

### 4—Declaration of prescribed water resources

Pursuant to section 8 of the Act—

- (a) all watercourses situated in the Marne Saunders Prescribed Water Resources Area are declared to be prescribed watercourses; and
- (b) all wells situated in the Marne Saunders Prescribed Water Resources Area and wells drilled in that area after the commencement of this regulation are declared to be prescribed wells; and
- (c) the Marne Saunders Prescribed Water Resources Area is declared to be a surface water prescribed area.

## 5—Establishment and prescribed periods

- (1) The establishment period—
- (a) in relation to the Marne River and Saunders Creek Area of the Marne Saunders Prescribed Water Resources Area—commenced on 6 May 1996 and ended at the commencement of the prescribed period for the Marne River and Saunders Creek Area (that is, 24 January 2002);

**Note—**

See regulations 5(1), 7(1) and 9(1) of the revoked regulations.

- (b) in relation to area A of the Marne Saunders Prescribed Water Resources Area—commenced on 6 May 1996 and ended at the commencement of the prescribed period for area A (that is, 20 May 2004).
- (2) The prescribed period—
- (a) in relation to the Marne River and Saunders Creek Area of the Marne Saunders Prescribed Water Resources Area—commenced on 24 January 2002 and will end on 20 March 2006;

**Note—**

See regulations 5(2), 7(2) and 9(2) of the revoked regulations.

- (b) in relation to area A of the Marne Saunders Prescribed Water Resources Area—commenced on 20 May 2004 and will end on 20 March 2006.

## **Schedule 1—Revocation of *Water Resources (Marne River and Saunders Creek—Prescribed Water Resources) Regulations 2003***

The *Water Resources (Marne River and Saunders Creek—Prescribed Water Resources) Regulations 2003* are revoked.

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations

Year	No	Reference	Commencement
2005	18	<i>Gazette 7.4.2005 p834</i>	7.4.2005: r 2