

# Public Notice

## Moratorium Notice

### *Water Resource (Condamine and Balonne) Plan 2004*

#### *Water Act 2000 (Section 26)*

1. This is a moratorium notice (notice) prepared in accordance with section 26 of the *Water Act 2000* for the area of the *Water Resource (Condamine and Balonne) Plan 2004*, as indicated in the map below.
  2. This notice has effect on and from the date of first publication of this Notice.
  3. This notice applies to:
    - (a) the following water:
      - (i) water in a watercourse or lake;
      - (ii) water in springs not connected to—
        - i. artesian water; or
        - ii. subartesian water connected to artesian water;
      - (iii) overland flow water, other than water in springs connected to—
        - i. artesian water; or
        - ii. subartesian water connected to artesian water.
    - (b) works that take or interfere with water mentioned in clause 3(a) of this notice where the works would:
      - (i) increase the amount of water being taken or that could be taken; or
      - (ii) change the location from which water is being taken or could be taken; or
      - (iii) increase the rate at which water is being taken or could be taken; or
    - (c) works that interfere with water mentioned in clause 3(a)(i) and (ii) where the works would increase or change the interference with the water.
  4. While this notice has effect:
    - (a) new works must not be physically started;
    - (b) completed works in existence must not be raised, enlarged, deepened or changed.
  5. A person must not start the construction of works or continue to construct works in contravention of clause 4 of this notice.
- [Note: A contravention of clause 4 of this notice is an offence under Section 26(6) of the *Water Act 2000* and renders a person liable to a maximum penalty of 1665 penalty units.]
6. Clause 4 of this notice does not apply to:
    - (a) works that take water where the water is authorised to be taken under a water allocation, interim water allocation or seasonal water assignment notice;
    - (b) works that take or interfere with water authorised by a water licence granted or amended under a Resource Operations Plan for the *Water Resource (Condamine and Balonne) Plan 2004*;
    - (c) works that interfere with water authorised under a water licence and development permit referred to under section 1048A(10) of the Act;
    - (d) works for taking water under a water permit;
    - (e) works for taking water under sections 20(2), (3), (4) or (5) of the Act.
  7. For this notice 'works' means works as defined in schedule 4 of the Act and includes works for taking or interfering with the flow of water including, for example, dams, weirs, excavations and diversion facilities such as pumps and diversion channels.

Note: The map shown in this notice is indicative only. The exact location of the boundary of the area is held in digital electronic form by the Department of Natural Resources and Water and may be inspected at the department's Toowoomba office located at 203 Tor Street in Toowoomba and 126 Alfred Street St George.

For further information on this Notice, contact the Department of Natural Resources and Water, Toowoomba on (07) 4688 1000.

**Dated this 12th day of December 2008.**

**Craig Wallace**

**Minister for Natural Resources and Water  
and Minister Assisting the Premier in North Queensland**



**Queensland Government**  
**Natural Resources and Water**