



VICTORIAN WATER
INDUSTRY ASSOCIATION INC.

"INNOVATION, COOPERATION AND SUSTAINABILITY"

VICTORIAN UNIFORM DROUGHT WATER RESTRICTION GUIDELINES

(Final)

September 2005

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INTRODUCTION

Background

As a result of the dry conditions over the past 8-9 years, many water authorities have had to implement water restrictions in accordance with their Drought Response Plans. It was recognised by the Victorian water industry and the Victorian Government, that the existence of different levels and types of restriction policies resulted in some degree of community confusion, and that it would be desirable to have a relatively uniform restriction policy for application across the State.

Action 5.8 of the Victorian Government's White Paper on Water, "Our Water Our Future", stated that:

"The Government and water authorities will develop uniform water restriction guidelines for drought response which will set out a recommended four-stage restriction policy for the whole of Victoria "

A Victorian Water Industry Association Water Restrictions Working Group set up under the auspices of VicWater developed a draft "Victorian Uniform Water Restriction Guideline for Drought Response" which was approved by the Minister for Water (on 22 February 2005) as a basis for further consultation.

Process of updating the draft Guidelines

Updates to the draft Guidelines have subsequently occurred as a direct result of feedback received during a series of stakeholder consultation forums held in Melbourne, discussions with regional councils, sporting groups and clubs, and feedback from Victorian water authorities.

The updates to the document have occurred in three stages.

- The first stage saw the development of "Uniform Water Restriction Guidelines - Version 2" following the detailed consideration of all feedback received from key stakeholder groups including councils, sporting groups and clubs and the horticultural industry. Version 2 of the "Uniform Water Restrictions Guidelines" (which was circulated to all water businesses and key stakeholder groups) should be read in conjunction with the document titled "Response to Stakeholder Feedback (14 June 2005)". This feedback response document provides a detailed record of the feedback received during the stakeholder consultation forums, and outlines the Working Group's deliberations and responses to the input received.
- The second stage saw the development of the current Version 3 following feedback from water authorities around the State in response to Version 2. Version 3 has also been legally reviewed, with edits made to ensure the robustness of the Guidelines.
- The third stage saw minor updates to Version 3 as a consequence of suggested modifications raised during an industry workshop.

This document is the update of Version 3 of the Guidelines, and is the updated final draft version of the Guidelines. The updated Version 3 has also been renamed from Final Draft

Uniform Water Restriction Guidelines to Final Draft Uniform Drought Water Restriction Guidelines.

Using the Uniform Drought Water Restriction Guidelines

All water businesses have prepared Drought Response Plans (DRPs) in accordance with the Minister's "Guidelines for Developing and Implementing a Drought Response Plan" (1998). However, the mechanisms for developing and implementing DRPs differ, depending on whether a water utility is a metropolitan business operating under the *Water Industry Act 1994* or a regional business operating under the *Water Act 1989*.

Metropolitan water businesses are required to prepare their DRPs in accordance with section 78B of the *Water Industry Act 1994*. The section requires a metropolitan water business to take into account the written guidelines issued by the Minister for Water about the form of, and information to be contained in, a DRP. Although there is no comparable provision in the *Water Act 1989*, the Minister asked regional businesses to prepare DRPs in accordance with the same guidelines.

In both cases, giving effect to a Schedule of Restrictions is integral to the successful operation of a DRP. However, different procedures for making, obtaining approval for, and promulgating such a Schedule must be followed in each case. For a metropolitan water businesses, the Schedule must be approved by the Minister for Water, as an integral part of the DRP. In the case of the regional water businesses, a Schedule of Restrictions can only be given legal effect by the relevant Water Authority making a By-law, which must subsequently be approved by the Minister. The relevant procedures are set out either in sections 78B – 78H of the *Water Industry Act 1994* and sections 160 – 161 and 171 of the *Water Act 1989*.

Modifications to the Restriction Schedule

These Guidelines have been designed to promote consistency in the way water restrictions are framed, across the State. While each water business retains the power to modify the Schedule of Restrictions to suit its particular situation, given the extensive consultation that has occurred in developing these Guidelines, modifications should rarely be necessary.

Some localised flexibility can be introduced, if necessary, without modifying the Schedule of Restrictions. This can be done by drafting provisions which create a process for applying for and obtaining exemptions from particular restrictions. In some situations, provisions which allow a departure from restrictions on terms set out in a Water Conservation Plans approved by a water business, will also allow flexibility.

A water business will need to justify any departure from the model Schedule of Restrictions by reference either to its particular circumstances or as result of preferences expressed by its customers in consultation with the water business. Ultimately the Minister will have to approve any departure from the model Schedule of Restrictions.

Note that there a number of places in the Schedule of Restrictions where the details of the relevant licensee or Authority, need to be inserted in the place indicated: see items 2(4), 3(4), 4(1), 4(2), 6(3), 6(5), 7(1), 7(2), 8(2), 10(a), 10(b), 11(a), 12(a) and 14(2)(b) of the Table.

Guideline Structure

These "Victorian Uniform Drought Water Restriction Guidelines for Drought Response" contain a Schedule of Restrictions which is intended to be the model for all future Schedules of

Restrictions. Part A of the Schedule sets out definitions of terms used in the Schedule. Part B comprises a Table, which sets out the relevant restrictions. Part C is an Index, designed to make the Table more accessible to readers. The Appendix to the Guidelines sets out complementary information which will assist in the development of DRPs and Restriction By-Laws.

Commendation

The Victorian Water Industry Association, in response to Action 5.8 of the White Paper on Water, "Our Water Our Future", commends these updated final draft Uniform Drought Water Restriction Guidelines to the Minister for Water, with a view to ensuring a uniform approach to water restrictions across the State.

SCHEDULE OF WATER RESTRICTIONS

PART A – DEFINITIONS

1. In clause 2, a reference to an item, is to an item in the Table.
2. In the Table, unless the context requires otherwise:

Alternate day means:

- (a) in the case of a property with an odd street number, each odd-numbered day of any month;
and
- (b) in the case of a property:
 - (i) with an even street number; or
 - (ii) without a street number,
each even-numbered day of any month; and
- (c) in the case of any property, the 31st day of any month.

Animal husbandry, as used in item 22, includes keeping, raising or breeding any animals or birds either:

- (a) for commercial purposes; or
- (b) on such a scale, or in such a manner, as [Insert name of licensee or Authority] considers to be comparable to a commercial undertaking.

Automatic watering system means a watering system capable of being set to turn on and off automatically, at pre-determined times, without human intervention.

Building façade or window, as used in item 19, means any external surface of, or attached to, a building, including any roof, wall, window or blind of that building.

Commercial market garden or commercial or Council plant nursery, as used in item 12, means land used wholly or primarily to grow vegetation or produce, either:

- (a) for sale or distribution for profit; or
- (b) for Council use.

Construction, as used in item 21, includes erecting, altering, demolishing or removing any building, structure or civil engineering or other work, and any associated on-site or off-site activity.

Dam or tank, as used in item 10, does not include any pond or lake, referred to in item 4.

Dripper watering system means either an automatic watering system or a manual watering system, as the case requires, which drips water on, or near to, the root zone of plants, by drippers at a fixed rate of flow, not exceeding 9 litres per hour for every linear metre of the watering system.

Exempt playing surface, as used in item 3, includes:

- (a) a turf wicket or practice wicket for cricket; or
- (b) a lawn or other type of running track; and
- (c) a lawn, *en tous cas*, or other type of tennis court other than a concrete, bitumen or asphalt tennis court ; and
- (d) a hockey pitch, bowling or croquet green; and
- (e) a golfing tee or green (but not approaches),

at a sporting facility:

- (i) for public, commercial or general community use; or
- (ii) associated with a university, school or other educational institution, and
- (f) further includes a soft-fall area at a child-care facility,

but does not include any part of a sporting facility associated with a private club or similar community organisation.

Existing means existing at the time when the prevailing stage of restriction was declared.

Fill, in relation to items 4, 5, 6, 7, 8, 10 and 11, means adding any water to the existing volume, if the relevant receptacle is less than 75% full.

Fountain or water feature, as used in item 5, includes any indoor or outdoor ornamental fountain or water feature and, except in relation to Stage 4 restrictions, with a volume:

- (a) of up to 500 litres, that projects water for more than 20 centimetres above the outlet of that water; or
- (b) of more than 500 litres.

Garden means any land upon which vegetation of any kind, other than lawn, grows or is cultivated, for other than commercial purposes. (*See "Lawn"*).

Hand-held hose means a hose that is held by hand, when it is used, which:

- (a) in the case of commercial and construction activities, has an internal diameter of no more than 50 mm; or
- (b) in the case of any other activities, has an internal diameter of no more than 25mm.

Hard surface, as used in item 18, includes any courtyard, decking, footpath, driveway or other area, with a concrete, asphalt, brick, tile, bitumen, timber or similar impervious surface.

High pressure water cleaning device means a machine which has a pump to increase the pressure of water delivered from a trigger nozzle, forming part of the device.

Lawn means any area, grassed or sown with grass seed. *See "Garden"*.

Mobile Spa includes any spa that is capable of being moved for use in different locations.

Manual watering system means:

- (a) a watering system which is not an automatic watering system; or
- (b) an automatic watering system, operated manually, rather than automatically.

Municipal pool or spa, as used in item 7, means a swimming pool or spa, of 500 litres or more, for public use, which is operated by, or on behalf of, a public authority.

Other purpose, as used in item 24, means any purpose for which water may be used outside a building, which is not a purpose otherwise referred to in this Schedule.

Permanent bay car wash means any commercial facility for washing vehicles on any land for which commercial use as a car wash is authorised under the *Planning & Environment Act 1987*.

Pond or lake, as used in item 4, includes any collection of water for ornamental or urban drainage retention purposes, but does not include a fountain or water feature referred to in item 5.

Public authority means any body:

- (a) constituted by or under an Act; or
- (b) exercising powers under an Act,

for a public purpose and includes a Council under the *Local Government Act 1989*.

Public garden or lawn, as used in item 2, includes:

- (a) any garden, lawn, plantation, park, reserve or other area, used for public recreation or amenity; and
- (b) any cemetery, crematorium, central road area or roundabout under the management or control of a public authority,

but does not include:

- (c) any residential or commercial gardens or lawn, referred to in item 1; or
- (d) any sportsground referred to in item 3; or
- (e) any nature strip.

Residential or commercial garden or lawn, as used in item 1, includes any garden or lawn associated with any residential, commercial or industrial premises and, for example, any:

- (a) dwelling;

- (b) commercial or industrial building;
- (c) hospital or nursing home;
- (d) sporting club;
- (e) day-care centre, kindergarten, school, university or research institute,

and also includes any adjacent nature strip in an adjoining road.

Residential or Commercial Pool or Spa, as used in item 6, means a swimming pool or spa, operated for commercial purposes, or in conjunction with any commercial premises (including any hotel), other than a municipal pool or spa referred to in item 7.

Sportsground, as used in item 3, means any land used or capable of being used, for any organised sport or recreation.

Top up, in relation to items 4, 5, 6, 7, 10 and 11, means adding any water to the existing volume, if the relevant receptacle is at least 75% full.

Trigger nozzle means a nozzle controlled by:

- (a) a trigger which must be depressed continuously, or locked in the "on" position, by hand for water to flow; or
- (b) a discreet switch which can be turned on and off by hand, with a single movement.

Vehicle includes boat, aircraft and any other vehicle whatsoever, however it is propelled or moved.

Water means water supplied by works of *[Insert name of licensee or Authority]*, but does not include recycled or reclaimed water.*

** If this definition has been inserted earlier in the Drought Response Plan or Water Restrictions By-law, in a way which applies to the whole document, it should not be defined again at this point.*

Water toy, as used in item 9, means any toy that is operated by running water, supplied through a hose.

PART B - TABLE

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>1.</p> <p>Residential or Commercial Garden or Lawn</p> <p><i>(See Definitions)</i></p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual dripper watering system which operates only as required within the hours of 6.00am and 8.00am, and 8.00pm and 10.00pm on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number ; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number</p> <p><i>(Note: on Monday, Thursday and Friday, no watering is permitted.)</i></p> <p>or</p> <p>(b) an automatic dripper watering system which operates only as required within the hours of midnight and 4.00am, on;</p>	<p>(1) A garden area must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(2) A lawn area must not be watered except by means of;</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(2) A lawn area must not be watered at any time.</p>	<p>(i) either or both of Sunday and Wednesday for a property with an odd street number: or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p> <p>(2) A lawn area must not be watered at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(3) A garden or lawn area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) A garden area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) A garden area must not be watered except by means of a hand-held hose fitted with a trigger nozzle and then only as required within the hours of 6.00am and 8.00am, and 8.00pm and 10.00pm on:</p> <ul style="list-style-type: none"> (i) either or both of Sunday and Wednesday for a property with an odd street number; or (ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number. <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(3) A garden area must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>2.</p> <p>Public Garden or Lawn</p> <p><i>(See Definitions)</i></p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days.</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days.</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual dripper watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00 pm and midnight on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number: or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted);</i> or</p> <p>(b) an automatic dripper watering system which operates only as required within the hours of midnight and 8.00am on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(1) A garden area must not be watered by means of a manual or automatic watering system at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(2) A lawn area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p> <p>(3) A garden and lawn area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) A garden area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) A garden area must not be watered except by means of hand-held hose fitted with a trigger nozzle or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap and only as required within the hours of 6.00am and 10.00am on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) Garden and lawn areas must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(4) Despite items (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i> for the purpose of Stage 1 restrictions.</p>	<p>(4) Despite items (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i> for the purpose of Stage 2 restrictions.</p>	<p>(4) Despite items (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i> for the purpose of Stage 3 restrictions.</p>	<p>(4) A garden or a lawn area must not be watered at any time.</p>
<p>3.</p> <p>Sportsground</p> <p><i>(See Definitions)</i></p>	<p>(1) An exempt playing surface must not be watered except by:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) An exempt playing surface must not be watered except by:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) An exempt playing surface must not be watered except by :</p> <p>(a) a manual dripper watering system only as required within the hours of 6.00am and 10.00am and 8.00 pm and midnight on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p>	<p>(1) An exempt playing surface must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
			<p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.);</i> or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	
	<p>(2) Any other playing surface must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(3) Any playing surface may be watered using a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) An exempt playing surface may be watered using a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) An exempt playing surface must not be watered except by a hand-held hose fitted with a trigger nozzle and only as required within the hours of 6.00am and 10.00am on:</p> <ul style="list-style-type: none"> (i) either or both of Sunday and Wednesday, for a property with an odd street number or (ii) either or both of Saturday and Tuesday, for a property with an even street number or a property without a street number. <p><i>(Note: On Monday, Thursday and Friday no watering is permitted.)</i></p>	<p>(3) No part of a sportsground may be watered at any time.</p>
	<p>(4) Despite items (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i>, for the purpose of Stage 1 restrictions.</p>	<p>(4) Despite items (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i>, for the purpose of Stage 2 restrictions.</p>	<p>(4) Despite items (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i>, for the purpose of Stage 3 restrictions.</p>	<p>(4) No part of a sportsground may be watered at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>4.</p> <p>Pond or Lake</p> <p><i>(See Definitions)</i></p>	<p>(1) A new pond or lake must not be filled for the first time except with the written permission of <i>[Insert name of licensee or Authority]</i>.</p> <p>(2) An existing pond or lake must not be filled or topped up except by a hand-held hose fitted with a trigger nozzle or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>(1) A new pond or lake must not be filled.</p> <p>(2) An existing pond or lake must not be filled or topped up unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A new pond or lake must not be filled.</p> <p>(2) An existing pond or lake must not be filled or topped up unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A new pond or lake must not be filled.</p> <p>(2) An existing pond or lake must not be filled or topped up unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>[Insert name of licensee or Authority]</i></p>
<p>5.</p> <p>Fountain or Water Feature</p> <p><i>(See Definitions)</i></p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up except by means of a hand-held hose fitted with a trigger nozzle or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up.</p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up.</p>	<p>(1) A fountain or water feature of any volume must not be operated.</p> <p>(2) A fountain or water feature of any volume must not be filled or topped up.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>6.</p> <p>Residential or Commercial Pool or Spa</p> <p><i>(See Definitions)</i></p>	<p>(1) A new pool or spa with a capacity of less than 500 litres may be filled by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres may be filled.</p> <p>(3) A new residential or commercial pool or spa with a capacity of 2,000 litres or more must not be filled for the first time except by means outlined in a Water Conservation Plan approved by <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A new pool or spa with a capacity of less than 500 litres may be filled by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres may be filled.</p> <p>(3) A new residential or commercial pool or spa with a capacity of 2,000 litres or more must not be filled for the first time except by means outlined in a Water Conservation Plan approved by <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A new pool or spa with a capacity of less than 500 litres must not be filled.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres must not be filled.</p> <p>(3) A new residential or commercial pool or spa with a capacity of 2,000 litres or more must not be filled.</p>	<p>(1) A new pool or spa with a capacity of less than 500 litres must not be filled.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres must not be filled.</p> <p>(3) A new residential or commercial pool or spa with a capacity of 2,000 litres or more must not be filled.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(4) An existing residential or commercial pool or spa must not be topped up except by means of a hand-held hose fitted with a trigger nozzle, or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>[Insert name of licensee or Authority]</i>.</p> <p>(6) An existing residential or commercial pool or spa with a capacity of less than 2000 litres may be filled by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle or directly from a tap (and not by means of a hose).</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up except by means of a hand-held hose fitted with a trigger nozzle, or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>[Insert name of licensee or Authority]</i>.</p> <p>(6) An existing residential or commercial pool or spa with a capacity of less than 2000 litres may be filled by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle or directly from a tap (and not by means of a hose).</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up except by means of a watering can or bucket, filled directly from a tap (and not by means of a hose).</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>[Insert name of licensee or Authority]</i>.</p> <p>(6) An existing residential or commercial pool or spa with a capacity of less than 2000 litres may be filled by means of a watering can or bucket, filled directly from a tap.</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up except by means of a watering can or bucket, filled directly from a tap (and not by means of a hose)</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>[Insert name of licensee or Authority]</i>.</p> <p>(6) An existing residential or commercial pool or spa with a capacity of less than 2000 litres may be filled by means of a watering can or bucket, filled directly from a tap.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>7.</p> <p>Municipal Pool or Spa</p> <p>(See Definitions)</p>	<p>(1) A new municipal pool or spa must not be filled for the first time except in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i></p> <p>(2) An existing municipal pool or spa must not be topped up except to the extent and in the manner approved by <i>[Insert name of licensee or Authority]</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled for the first time except in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i></p> <p>(2) An existing municipal pool or spa must not be topped up except to the extent and in the manner approved by <i>[Insert name of licensee or Authority]</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled for the first time except in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i></p> <p>(2) An existing municipal pool or spa must not be topped up except to the extent and in the manner approved by <i>[Insert name of licensee or Authority]</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled.</p> <p>(2) An existing municipal pool or spa must not be topped up except to the extent and in the manner approved by <i>[Insert name of licensee or Authority]</i> in writing.</p>
<p>8.</p> <p>Mobile Spa</p> <p>(See Definitions)</p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres may be filled.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled except in accordance with a Water Conservation Plan prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres may be filled.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled except in accordance with a Water Conservation Plan prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i></p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres must not be filled.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled.</p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres must not be filled.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>9.</p> <p>Water Toy</p> <p><i>(See Definitions)</i></p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>
<p>10.</p> <p>Dam or Tank</p> <p><i>(See Definitions)</i></p>	<p>A dam or tank must not be filled or topped up, except:</p> <p>a) with the written permission of <i>[Insert name of licensee or Authority]</i>; or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>[Insert name of licensee or Authority]</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up, except:</p> <p>a) with the written permission of <i>[Insert name of licensee or Authority]</i>; or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>[Insert name of licensee or Authority]</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up, except:</p> <p>a) with the written permission of <i>[Insert name of licensee or Authority]</i>; or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>[Insert name of licensee or Authority]</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up, except:</p> <p>a) with the written permission of <i>[Insert name of licensee or Authority]</i>; or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>[Insert name of licensee or Authority]</i> is reasonably necessary to provide for those purposes.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>11.</p> <p>Water Tanker</p>	<p>A water tanker must not be filled or topped up, unless:</p> <p>(a) <i>[Insert name of licensee or Authority]</i> has granted a mobile water tanker permit to the operator of that tanker: and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up, unless:</p> <p>(a) <i>[Insert name of licensee or Authority]</i> has granted a mobile water tanker permit to the operator of that tanker: and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up, unless:</p> <p>(a) <i>[Insert name of licensee or Authority]</i> has granted a mobile water tanker permit to the operator of the tanker: and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up, unless:</p> <p>(a) <i>[Insert name of licensee or Authority]</i> has granted a mobile water tanker permit to the operator of the tanker; and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>
<p>12.</p> <p>Commercial Market Garden or Commercial or Council Plant Nursery</p> <p><i>(See Definitions)</i></p>	<p>No Restrictions.</p>	<p>No Restrictions.</p>	<p>Water must not be used for watering any garden, plant stock, seeds or produce, except :</p> <p>(a) if written permission of <i>[Insert name of licensee or Authority]</i> is obtained, by:</p> <p>(i) an automatic or manual watering system for up to three hours per day; and</p> <p>(ii) in accordance with, and while displaying any signs required by, that written permission; or</p> <p>(b) by a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>Water must not be used for watering any garden, plant stock, seeds or produce, except:</p> <p>(a) if written permission of <i>[Insert name of licensee or Authority]</i> is obtained, by</p> <p>(i) an automatic or manual watering system for up to two hours per day; and</p> <p>(ii) in accordance with, and while displaying any signs required by, that written permission; or</p> <p>(b) by a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>13.</p> <p>Vehicles</p> <p><i>(See Definitions)</i></p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a hand-held hose fitted with a trigger nozzle, to pre-rinse and rinse only; or</p> <p>(b) a high pressure water cleaning device; or</p> <p>(c) a commercial car wash referred to in item 14; or</p> <p>(d) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a commercial car wash referred to in item 14; or</p> <p>(c) a watering can or bucket filled directly from a tap (and not by means of a hose).</p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a commercial car wash referred to in item 14 ; or</p> <p>(b) a bucket filled directly from a tap (and not by means of a hose):</p> <p>(i) to clean vehicle windows, mirrors and lights; and</p> <p>(ii) for spot-removing corrosive substances.</p>	<p>Water must not be used to clean any part of a vehicle other than its windows, mirrors and lights, and for spot-removing corrosive substances, and then only with a bucket filled directly from a tap (and not by means of a hose).</p>
<p>14.</p> <p>Commercial Car Wash</p>	<p>(1) A commercial car wash (other than a permanent bay carwash) must not use water to clean vehicles, except by means of:</p> <p>(a) a hand-held hose fitted with a trigger nozzle to pre-rinse and rinse only; or</p> <p>(b) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>(1) A commercial car wash (other than a permanent bay car wash) must not use water to clean vehicles except by means of:</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a watering can or bucket filled directly from a tap (and not by means of a hose).</p>	<p>(1) A commercial car wash (other than a permanent bay carwash) must not use water to clean vehicles except by means of a high pressure water cleaning device.</p>	<p>(1) A commercial car wash (other than a permanent bay car wash) must not use water to clean any part of a vehicle other than its windows, mirrors and lights, and then only with a bucket filled directly from a tap (and not by means of a hose).</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	(2) A permanent bay car wash may operate at any time.	(2) A permanent bay car wash must not operate: (a) unless it will not use more than 100 litres of water that is not water recycled by the carwash, for every vehicle washed; or (b) except in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i> .	(2) A permanent bay car wash must not operate: (a) unless it will not use more than 70 litres of water that is not water recycled by the carwash, for every vehicle washed; or (b) except in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>[Insert name of licensee or Authority]</i> .	(2) A permanent bay car wash must not use water to clean any part of a vehicle other than its windows, mirrors and lights, and then only with a bucket filled directly from a tap (and not by means of a hose).
<p>15</p> <p>Motor Vehicle Dealer</p>	<p>Water must not be used to clean vehicles in a motor vehicle dealership except on alternate days, by means of:</p> <p>(a) a hand held hose fitted with a trigger nozzle; or</p> <p>(b) a commercial car wash referred to in item 14; or</p> <p>(c) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to clean vehicles in a motor vehicle dealership except on Mondays and Fridays, and then only by means of:</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a commercial car wash referred to in item 14; or</p> <p>(c) a watering can or bucket filled directly from a tap (and not by means of a hose).</p>	<p>Water must not be used to clean any part of a vehicle in a motor vehicle dealership other than its windows, mirrors and lights, and then only by means of a bucket filled directly from a tap (and not by means of a hose).</p>	<p>Water must not be used to clean any part of a vehicle in a motor vehicle dealership other than its windows, mirrors and lights, and then only by means of a bucket filled directly from a tap (and not by means of a hose).</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>16.</p> <p>Food Transport Vehicle</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>
<p>17.</p> <p>Boat Motors</p>	<p>Water must not be used to clean any part of a vessel, except to flush its inboard or outboard motor by means of a hand-held hose, in order to prevent it corroding. Water must be turned off at the tap, immediately after flushing is complete.</p>	<p>Water must not be used to clean any part of a vessel, except to flush its inboard or outboard motor by means of a hand-held hose, in order to prevent it corroding. Water must be turned off at the tap, immediately after flushing is complete.</p>	<p>Water must not be used to clean any part of a vessel, except to flush its inboard or outboard motor by means of a hand-held hose, in order to prevent it corroding. Water must be turned off at the tap, immediately after flushing is complete.</p>	<p>Water must not be used to clean any part of a vessel, except to flush its inboard or outboard motor by means of a hand-held hose, in order to prevent it corroding. Water must be turned off at the tap, immediately after flushing is completed.</p>
<p>18.</p> <p>Hard Surface</p> <p><i>(See Definitions)</i></p>	<p>Water must not be used to clean a hard surface unless cleaning is required as a result of:</p> <ul style="list-style-type: none"> (a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used; or (b) construction or renovation work to the hard surface, and a high pressure water cleaning device is used. 	<p>Water must not be used to clean a hard surface unless cleaning is required as a result of:</p> <ul style="list-style-type: none"> (a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used; or (b) construction or renovation work to the hard surface, and a high pressure water cleaning device is used. 	<p>Water must not be used to clean hard surfaces unless cleaning is required as a result of:</p> <ul style="list-style-type: none"> (a) an accident, fire, health hazard, safety hazard or other emergency and a hand-held hose fitted with a trigger nozzle is used; or (b) construction or renovation work to the surface and a high pressure water cleaning device is used. 	<p>Water must not be used to clean hard surfaces unless cleaning is required as a result of:</p> <ul style="list-style-type: none"> (a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used.

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>19.</p> <p>Building Facade or Window</p> <p><i>(See Definitions)</i></p>	<p>Water must not be used to clean a building facade unless:</p> <p>(a) a bucket filled directly from a tap (and not by means of a hose) is used; or</p> <p>(b) cleaning is required as a result of:</p> <p>(i) an accident, fire, health hazard, safety hazard or other emergency, and a hand held hose fitted with a trigger nozzle is used; or</p> <p>(ii) construction or renovation work and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean a building facade unless:</p> <p>(a) a bucket filled directly from a tap (and not by means of a hose) is used; or</p> <p>(b) cleaning is required as a result of:</p> <p>(i) an accident, fire, health hazard, safety hazard or other emergency, and a hand held hose fitted with a trigger nozzle is used; or</p> <p>(ii) construction or renovation work and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean a building facade unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and either:</p> <p>(i) a bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, is used; or</p> <p>(ii) a hand held hose fitted with a trigger nozzle is used; or</p> <p>(b) construction or renovation work and a bucket or watering can filled directly from a tap (and not by means of a hose) is used.</p>	<p>Water must not be used to clean a building facade unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and either:</p> <p>(i) a bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, is used; or</p> <p>(ii) a hand held hose fitted with a trigger nozzle is used.</p>
<p>20.</p> <p>Dust Suppression</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in item 21, unless dust is causing a health or environmental hazard; and then only by means of either a hand-held hose, fitted with a trigger nozzle or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in item 21, unless dust is causing a health or environmental hazard; and then only by means of either a hand-held hose, fitted with a trigger nozzle or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in item 21, unless dust is causing a health or environmental hazard; and then only by means of either a hand-held hose, fitted with a trigger nozzle or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, unless dust is causing a health or environmental hazard; and then only by means of either a hand-held hose, fitted with a trigger nozzle or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>21.</p> <p>Construction</p> <p><i>(See Definitions)</i></p>	<p>Water must not be used in construction except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation.</p>
<p>22. Animal Husbandry</p> <p><i>(See Definitions)</i></p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose.</p>

PURPOSE	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>23.</p> <p>Commercial Poultry Farm</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm ; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm ; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>
<p>24.</p> <p>Other Purpose</p> <p>(See definitions)</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>[insert name of licensee or Authority]</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>[insert name of licensee or Authority]</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>[insert name of licensee or Authority]</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>[insert name of licensee or Authority]</i>.</p>

PART C - INDEX TO TABLE IN PART B

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Car wash	
See <i>Commercial car wash</i>	14
<i>Motor vehicle dealer</i>	15
<i>Vehicle</i>	13
Commercial premises	
See <i>Commercial car wash</i>	14
<i>Commercial market garden or plant nursery</i>	12
<i>Commercial garden or lawn</i>	1
<i>Commercial pool or spa</i>	6
Construction	21
See <i>Building façade</i>	19
<i>Dust suppression</i>	20
<i>Hard surface</i>	18

<i>Term</i>	<i>Item number</i>
Courtyard	
<i>See</i> <i>Hard surface</i>	18
Dam	10
Dust	20
Driveway	
<i>See</i> <i>Hard surface</i>	18
Emergency	
<i>See</i> <i>Building façade</i>	19
<i>Dust suppression</i>	20
<i>Hard surface</i>	18
Exempt playing surface	
<i>See</i> <i>Sportsground</i>	3
Farm	
<i>See</i> <i>Animal husbandry</i>	22
<i>Commercial market garden</i>	12
<i>Commercial poultry farm</i>	23
Food transport vehicle	16
Fountain	5
Garden	
<i>See</i> <i>Commercial market garden</i>	12
<i>Residential or commercial garden or lawn</i>	1
<i>Public garden or lawn</i>	2
Grass	
<i>See</i> <i>Commercial plant nursery</i>	12
<i>Public garden or lawn</i>	2
<i>Residential or commercial garden or lawn</i>	1
Hard surface	18

<i>Term</i>	<i>Item number</i>
Hazard	
See <i>Building façade</i>	19
<i>Dust suppression</i>	20
<i>Hard surface</i>	18
House	
See <i>Building façade or window</i>	19
<i>Dam or tank</i>	10
<i>Fountain or water feature</i>	5
<i>Hard surface</i>	18
<i>Mobile spa</i>	8
<i>Residential garden or lawn</i>	1
<i>Residential pool or spa</i>	7
Industrial premises	
See <i>Commercial garden or lawn</i>	1
<i>Commercial car wash</i>	14
<i>Construction</i>	21
<i>Dam or tank</i>	10
<i>Dust suppression</i>	20
<i>Hard surface</i>	18
Lake	4
Lawn	
See <i>Commercial plant nursery</i>	12
<i>Public garden or lawn</i>	2
<i>Residential or commercial garden or lawn</i>	1
<i>Sportsground</i>	3
Market garden	12
Mobile spa	8
Motor dealer	15
Motor vehicle	
See <i>Commercial carwash</i>	14
<i>Motor vehicle dealer</i>	15
<i>Vehicle</i>	13
Municipal pool	7

<i>Term</i>	<i>Item number</i>
Nursery	
See <i>Commercial garden or lawn</i>	1
<i>Commercial or Council plant nursery</i>	12
Ornamental pool	
See <i>Fountain or water feature</i>	5
<i>Pond or lake</i>	4
Oval	
See <i>Sportsground</i>	3
Pool	
See <i>Dam or tank</i>	10
<i>Fountain or water feature</i>	5
<i>Municipal pool or spa</i>	7
<i>Residential or commercial pool or spa</i>	6
Park	
See <i>Fountain or water feature</i>	5
<i>Pond or lake</i>	4
<i>Public garden or lawn</i>	2
<i>Residential or commercial garden or lawn</i>	1
Paving	
See <i>Construction</i>	21
<i>Hard surface</i>	18
Playing surface	
See <i>Sportsground</i>	3
Pool	
See <i>Fountain or water feature</i>	5
<i>Pond or lake</i>	4
<i>Municipal pool or spa</i>	7
<i>Residential or commercial pool or spa</i>	6
Poultry farm	23

<i>Term</i>	<i>Item number</i>
Public garden	2
Residential premises	
See <i>Fountain or water feature</i>	5
<i>Hard surface</i>	18
<i>Mobile spa</i>	8
<i>Residential or commercial garden or lawn</i>	1
<i>Residential or commercial pool or spa</i>	6
<i>Pond or lake</i>	4
Roof	
See <i>Hard surface</i>	18
School	
See <i>Residential or commercial garden or lawn</i>	1
<i>Residential or commercial pool or spa</i>	6
<i>Sportsground</i>	3
Spa	
See <i>Mobile spa</i>	8
<i>Municipal pool or spa</i>	7
<i>Residential or commercial pool or spa</i>	6
Sportsground	
Sporting club	
See <i>Pond or lake</i>	4
<i>Residential or commercial garden or lawn</i>	1
<i>Sportsground</i>	3
<i>Residential or commercial pool or spa</i>	6

<i>Term</i>	<i>Item number</i>
Swimming pool	
See <i>Dam or tank</i>	10
<i>Municipal pool or spa</i>	7
<i>Residential or commercial pool or spa</i>	6
Tank	10
Tanker	
See <i>Commercial car wash</i>	14
<i>Food transport vehicle</i>	16
<i>Water Tanker</i>	11
<i>Vehicle</i>	13
Toy	9
Vehicle	13
See <i>Commercial car wash</i>	14
<i>Food transport vehicle</i>	16
<i>Motor vehicle dealer</i>	15
Wading pool	6
Wall	
See <i>Construction</i>	21
<i>Hard surface</i>	18
Water feature	5
Water toy	9
Window	
See <i>Construction</i>	21
<i>Hard surface</i>	18

APPENDIX

COMPLEMENTARY INFORMATION TO ASSIST IN THE PREPARATION OF RESTRICTION BY-LAWS AND DRPS

Restriction By-Laws or DRPs must contain significantly more detail and explanation than that given by the Schedule of Restrictions set out in these Guidelines. This detail and explanation will include comments on where the restrictions are applied, how they are triggered, penalties for contravention, exemption provisions, means of appeal etc.

This Appendix has been prepared by the Working Group to assist businesses with this additional detail, and includes:

- Additional definitions that may be included within the By-Law or DRP which do not apply to the Schedule;
- A description of the the relevant processes that the metropolitan and regional businesses will need to follow in implementing the new Uniform Schedule of Restrictions.

Further advice and information regarding the development of By-Laws and DRPs will be provided to water businesses by the Restrictions Working Group during an August 2005 Restrictions Workshop.

Additional Definitions

To ensure that the Schedule of Restrictions is legally robust, the list of definitions which apply to that Schedule only includes terms actually referred to in the Schedule. This process has removed a number of definitions which would be appropriate to be included in a By-Law or DRP to assist in ensuring a common approach to the application of restrictions.

For instance, within the By-Law or DRP it will be necessary for all water authorities to specify that the restrictions apply only to those water sources supplied by a Water Authority, and not to "alternate water sources". To achieve this, the By-Law or DRP will need to stipulate that restrictions do not apply:

- (a) to recycled or reclaimed water that is also supplied by the relevant Authority; and
- (b) to other sources of water which may be legally available to a customer.

Significantly, alternative water sources such as recycled, reclaimed or grey water are terms that are not used in the schedule, and therefore are not included in the list of schedule definitions. Consequently, the By-Law or DRP itself, outside the list of schedule definitions, will need to define these alternate water sources in order to explain the applicability of the restrictions.

To cater for this and other expected explanations / clarifications that will be required within a By-Law or DRP and which are not covered by the schedule definitions, the Working Group has

prepared some suggested supplementary definitions that can be used within the By-Law or DRP outside the list of schedule definitions.

They are:

Act means *[either] the Water Industry Act 1994 [or] the Water Act 1989 [as the case requires, depending upon whether it is a regional By law or metropolitan DRP].*

Greywater includes household waste water from bath tubs, spas, showers, laundry troughs and clothes washing machines, but excludes such wastewater from kitchens, dishwashing machines and toilets.

Minister means the Minister administering *[either] the Water Industry Act 1994 [or] the Water Act 1989 [as the case requires, depending upon whether it is a regional By law or metropolitan DRP].*

Reclaimed water means water supplied by *[insert name of licensee or Authority]* that is neither potable water nor recycled water, but is recovered from sources such as stormwater.

Recycled water means treated sewage or trade waste, supplied by *[insert name of licensee or Authority].*

Stage means a Stage referred to in clause *[insert number of clause in the body of the regional By-law or metropolitan DRP which provides for the four Stages of restrictions.]*

Water means water (other than recycled water or reclaimed water) supplied by the works of *[insert name of licensee or Authority.]*

Water Conservation Plan means a plan referred to in clause *[insert number of clause in the body of the regional By-law or metropolitan DRP which provides the requirements for and means of applying and obtaining approval for, such plans.]*

As stated, the above definitions may be required within a By-Law or DRP to ensure the appropriate application of restrictions. Alternatively, if this is not the case, but it is important to ensure clarity for customers, a water authority may choose to prepare an explanatory document which includes these supplementary definitions.

Implementation of DRPs and Restriction By-Laws

As outlined in the Introduction, water restrictions are implemented via different mechanisms for metropolitan businesses and regional water businesses. To assist businesses in this process, the Working Group has provided additional commentary regarding the relevant processes that the metropolitan and regional businesses will need to follow in implementing the new Uniform Schedule of Restrictions.

Metropolitan Businesses

Sections 78B – 78H of the *Water Industry Act 1994* set out precise statutory requirements for making, adopting, promulgating and enforcing water restrictions. Each metropolitan business has already developed a DRP in accordance with those provisions, which includes a Schedule of Water Restrictions, along similar, although less comprehensive, lines to the proposed Uniform Schedule. Each metropolitan DRP also contains provisions which:

- (a) set out the trigger for each stage of restriction;
- (b) explain how restrictions can be suspended or lifted;
- (c) establish general rules about applying for and obtaining exemptions;
- (d) establish special rules about exemptions for pools and public gardens, which require a water conservation plan to have been approved by the relevant licensee; and
- (e) establish certain other rules about "specified playing surfaces" during Stage 3 and 4 restrictions and exemptions for mobile tankers.

Each metropolitan DRP also contains certain information about the penalties which may be imposed for contravening restrictions. These penalties are, however, imposed by section 78H of the *Water Industry Act 1994* and not by the DRP itself.

Implementing the Uniform Schedule of Water Restrictions will be relatively simple for metropolitan businesses.

First, the existing Schedule will need to be replaced by the Uniform Schedule.

Second, items (c) to (e) above will need to be reviewed, to ensure that rules about applying for exemptions and water conservation plans are compatible with the requirements of the Uniform Schedule.

Third, information about the penalties for contravention will need to be revised, to allow for the annual increase in value of a penalty unit under the *Monetary Units Act 2004*.

Fourth, the Explanatory Paper which accompanies the DRPs will need to be revised. In particular:

- (a) it may be necessary to explain in greater detail the way in which some elements of the DRP will affect customers;
- (b) the relationship between DRPs and Permanent Water Saving Plans should be explained;
- (c) it would be desirable to explain in greater detail the differences between supplies which are subject to restriction and other existing or potential sources, which may be available to customers;
- (d) it will be necessary to revise the information presently set out about augmenting supplies and reducing demand, in order to reflect elements of the White Paper.

Fifth, the various steps specified in section 78C of the *Water Industry Act 1994*, about advertising the proposed variations to the DRP, inviting and considering comments, submitting the variations to the Minister and adopting variations approved by the Minister, must all be followed.

Sixth, the Metropolitan Permanent Water Saving Plans will need to be reviewed and possibly revised, to ensure that terminology and definitions used in those Plans are the same as those now proposed for the Uniform Schedule of Restrictions.

Regional Businesses

Each regional business has developed one or more DRPs which comply with the Minister's "Guidelines for Developing and Implementing a Drought Response Plan" in varying degrees. Clause 3.2 of those Guidelines deals with developing a sequential plan for "Demand Reduction/Supply Enhancement". It provides, in part:

"ideally, the implementation of various stages of response will be tied to "triggering" variables or indices (eg system conditions such as storage levels during particular months, inflows to storages, climatic conditions etc). Triggers can be "automatic" (ie stages of response automatically implemented once trigger point is reached) or "discretionary" (ie a certain level of response may be indicated but only implemented after consideration of all other factors)."

Whether or not triggers are specified in a regional DRP, a further step is necessary to give legal effect to imposing the four successive stages of restrictions envisaged by the Schedule of Restrictions.

For a regional business, this step is to draft and pass a By-law dealing with water restrictions and, ultimately, to obtain the Minister's approval to the By-law, before it comes into effect.

The structure and content of the metropolitan businesses' DRPs offer a good guide to the sort of matters which will need to be dealt with in each regional By-law.

Each By-law will need to contain provisions which:

- (a) give the means of imposing each of the four stages of restrictions;

- (b) set out how the imposition of each stage of restriction must be announced;
- (c) provide a mechanism for temporarily suspending the operation of a particular restriction, in relation to a class of use or user;
- (d) specify an administrative process for applying for, considering and deciding whether to grant exemptions from restrictions, subject to such conditions as may be specified;
- (e) specifying any special rules about particular classes of exemption where, perhaps, a water conservation plan must be approved, or the written permission of the water business must be obtained;
- (f) specifying how a prevailing stage of restriction might be lifted, whether or not a lesser stage of restriction is imposed; and
- (g) fixing penalties for contravention of any restriction. Whereas the maximum penalties which may be imposed for failure to comply with a metropolitan DRP is set by the *Water Industry Act 1994*, no comparable provision exists in the *Water Act 1989*. It is therefore necessary for a By-law to specify relevant penalties which are no greater than the maximum penalties allowed by section 160(3)(g) of the *Water Act 1989* (20 penalty units and an additional daily penalty of 5 penalty units for a continuing offence, up to a maximum of 20 additional penalty units).

Once a By-law has been drafted, the various steps specified in section 161 of the *Water Act 1989* about advertising the By-law must be followed, and the Minister's approval obtained, before it can come into effect.

While the *Water Act 1989* does not require a regional business to invite or to consider submissions on a proposed By-law before it is made, it is understood that the Minister will require evidence that a regional business has consulted with its customers, before making a By-law. This may mean that a regional business will have to publish an invitation to make submissions on a proposed By-law, as well as subsequently publishing notice that the By-law has been made, in accordance with section 161(1)(b) of *Water Act 1989*.

As is the case for the metropolitan businesses, regional Permanent Water Savings Plans will need to be reviewed to ensure that terminology and definitions used in those Plans are the same as those now proposed for the Uniform Schedule of Restrictions.

In addition, it may be useful for regional businesses to develop an Explanatory Memorandum to accompany their new water restrictions By-Law which, among other things:

- (a) explains the contents and nature of the By-Law
- (b) explains the links between the By-Law and the regional DRPs, and their respective relationships with the Permanent Water Savings Plans;

- (c) explains in greater detail the differences between supplies which are subject to restriction and other existing or potential sources, which may be available to customers.