



# Victoria Government Gazette

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## Water Act 1989

### ORDER FOR AMENDMENT OF THE TRADING RULES FOR DECLARED WATER SYSTEMS (REVISED GOULBURN TO MURRAY TRADE RULE)

1. I, Lisa Neville, Minister for Water, and Minister responsible for administering the **Water Act 1989**, make the following Order to amend the Trading Rules for Declared Water Systems.

#### Title

2. This Order is called the Order for Amendment of the Trading Rules for Declared Water Systems (Revised Limit on Allocation Trade from Goulburn or Broken or Campaspe or Loddon, to Murray or Interstate – 12F4).

#### Purpose

3. The purpose of these amendments is to minimise the negative impacts of some trades on the environment, cultural values and on the rights of persons holding entitlements and allocations.

#### Authorising Provision

4. This Order is made under sections 33AZ(2), 47E(2), 48P(2) and 64AZ(2) of the **Water Act 1989**.

#### Commencement

5. This Order comes into effect on 1 July 2022, or the date it is published in the Government Gazette, whichever is later.

#### Definition

6. In this Order, ‘Trading Rules for Declared Water Systems’ means the order made under sections 33AZ, 47E, 48P and 64AZ of the **Water Act 1989** by the Minister for Water in 2007 and gazetted on 28 June 2007, as amended from time to time.

#### Amendment

7. The Trading Rules for Declared Water Systems are amended as follows:
  - a. In Rule 6, after the definition of ‘exchange rate trade’, insert –  
‘**Goulburn Grandfathered Tagged Water Use Reserve**’ means, during each of the periods specified in column A of Table 6B in Schedule 6, the amount of water determined in accordance with the corresponding methodology described in column B of Table 6B in Schedule 6.
  - b. In Rule 6, after the definition of ‘Goulburn Inter-Valley Trade account’, insert –  
‘**Goulburn Legacy Trade Reserve**’ means, during each of the periods specified in column A of Table 6C in Schedule 6, the amount of water determined in accordance with the corresponding methodology described in column B of Table 6C in Schedule 6.  
‘**Goulburn – Lower Broken Creek tagged water allocations**’ means, for the purposes of Rule 12F4, water allocation tagged from zones 1A, 1B, 3, 4A, 4C, 5A and used in zone 6B;  
‘**Goulburn to Murray seasonal trade opportunity**’ means, during each of the periods specified in column A of Table 6D in Schedule 6, the amount of water determined in accordance with the corresponding methodology described in column B of Table 6D in Schedule 6;
  - c. In Rule 6, after the definition of ‘seasonal determination’, insert –  
‘**Snowy Water Recovery – Goulburn Reserve**’ means, during each of the periods specified in column A of Table 6A in Schedule 6, the amount of water determined in accordance with the corresponding methodology described in column B of Table 6A in Schedule 6;
  - d. In Rule 6, after the definition of ‘southern Victoria’, insert –  
‘**tagged water allocation**’ has the same meaning as the Water (Tagged Water Allocations) Regulations;
  - e. In Rule 7, in the first line replace the reference to ‘12F2’ with ‘12F4’.

**SPECIAL**

f. Rule 12F2 are revoked.

g. Immediately after the revoked Rule 12F3, insert –

**Limit on Allocation Trade from Goulburn or Broken or Campaspe or Loddon, to Murray or Interstate**

12F4

An application for a trade of allocation from any Victorian trading zone other than trading zone 6, 6B or 7, to trading zone 6, 6B or 7 or to interstate, must not be approved if, after approval of the proposed trade, the net trade (including trade of allocation and use under a tagged water allocation, excluding use under a Goulburn – Lower Broken Creek tagged water allocation) in the current season from any Victorian trading zone other than trading zone 6, 6B or 7, to trading zone 6, 6B or 7 or to interstate approved in the current water season would exceed the combined volume of –

240 gegalitres (GL), minus:

- (a) the Snowy Water Recovery – Goulburn Reserve; and
- (b) the Goulburn Grandfathered Tagged Water Use Reserve; and
- (c) the Goulburn Legacy Trade Reserve;

plus:

- (d) Goulburn to Murray seasonal trade opportunity.

h. Immediately after the deleted Schedule 5, insert –

**SCHEDULE 6: Determining Goulburn to Murray seasonal trade opportunity and Goulburn reserves under rule 12F4**

In this schedule:

**‘Goulburn Grandfathered Tagged Water Allocation’** means relevant tagged water allocations (within the meaning of the Water (Tagged Water Allocations) Regulations 2021) tagged from zones 1A, 1B, 3, 4A, 4C, 5A for use in zone 6, 7 or interstate

**‘Goulburn Grandfathered Tagged Water Allocation Carry Over’** means the amount of water that could be used for the remainder of the season under Goulburn Grandfathered tagged water allocation carried over from the previous water season, as recorded in the Victorian Water Register

**TABLE 6A – Snowy Water Recovery – Goulburn Reserve**

Column A*	Column B
<b>1 July – 14 October</b>	Amount of water, as determined by the resource manager, of annual allocation to Snowy Murray Development (River Murray) recorded in the Goulburn Inter-Valley Trade account on 30 June of the preceding water season ( <b>‘1 July SWR-G Reserve’</b> ).
<b>15 October – 14 December</b>	1 July SWR-G Reserve <u>minus</u> any amount of water spilled from the 1 July SWR-G Reserve during 1 July and 14 October determined by the resource manager ( <b>‘15 October SWR-G Reserve’</b> ).
<b>15 December – 30 June</b>	15 October SWR-G Reserve <u>minus</u> any amount of water spilled from the 15 October SWR-G Reserve during 15 October and 14 December determined by the resource manager.

\* If a date specified in this column is a not a business day, the next business day shall be the relevant date.

**TABLE 6B – Goulburn Grandfathered Tagged Water Use Reserve**

<b>Column A*</b>	<b>Column B</b>
<b>1 July – 14 October</b>	Amount of water, determined on 1 July and updated at least weekly, that could be used under Goulburn Grandfathered Tagged Water Allocation during the remainder of the water season if the seasonal determination for Goulburn high-reliability water shares were 100% for the water season <u>plus</u> any amount of water, determined on 1 July and updated at least weekly, that is Goulburn Grandfathered Tagged Water Allocation Carry Over.
<b>15 October – 14 December</b>	Amount of water, determined on 15 October and updated at least weekly, that could be used under Goulburn Grandfathered Tagged Water Allocation during the remainder of the water season if the seasonal determination for Goulburn high-reliability water shares were 100% for the water season <u>plus</u> any amount of water, determined on 15 October and updated at least weekly, that is Goulburn Grandfathered Tagged Water Allocation Carry Over minus any amount of water spilled from Goulburn Grandfathered Tagged Water Allocation during 1 July and 14 October determined by the resource manager .
<b>15 December – 30 June</b>	Amount of water, determined on 15 December and updated at least weekly, that could be used under Goulburn Grandfathered Tagged Water Allocation for the remainder of the water season if the seasonal determination for Goulburn high-reliability water shares reaches the projected seasonal determination for high-reliability water shares for 15 February, under average inflow conditions, as announced in the Resource Manager’s seasonal outlook in December of that water season <u>plus</u> any amount of water, determined on 15 December and updated at least weekly, that is Goulburn Grandfathered Tagged Water Allocation Carry Over <u>minus</u> any amount of water spilled from Goulburn Grandfathered Tagged Water Allocation during 1 July and 14 December determined by the resource manager.

\* If a date specified in this column is a not a business day, the next business day shall be the relevant date

**TABLE 6C – Goulburn Legacy Trade Reserve**

<b>Column A*</b>	<b>Column B</b>
<b>1 July – 14 October</b>	Amount of water that would be recorded in the Goulburn Inter-Valley Trade Account as a result of historical exchange rate trade if the seasonal determination for Goulburn high-reliability water shares were 100% for the water season ( <b>‘1 July GLT Reserve’</b> ).
<b>15 October – 14 December</b>	1 July GLT Reserve
<b>15 December – 30 June</b>	Amount of water that would be recorded in the Goulburn Inter-Valley Trade Account as a result of historical exchange rate trade if the seasonal determination for Goulburn high-reliability water shares reaches the projected seasonal determination for Goulburn high-reliability water shares for 15 February, under average inflow conditions, as announced in the Resource Manager’s seasonal outlook in December of that water season.

\* If a date specified in this column is a not a business day, the next business day shall be the relevant date.

**TABLE 6D – Goulburn to Murray seasonal trade opportunity**

<b>Column A*</b>	<b>Column B</b>
<b>1 July – 14 October</b>	Amount of water is zero
<b>15 October – 14 December</b>	<p>Amount of water, up to a maximum of 60 GL, is determined in accordance with:</p> <ul style="list-style-type: none"> <li>● the following formula if Relative TWU is between 0 and 0.5: <ul style="list-style-type: none"> <li>○ amount of water = Relative TWU <u>multiplied</u> by 80 GL; or</li> </ul> </li> <li>● the following formula if Relative TWU is above 0.5: <ul style="list-style-type: none"> <li>○ amount of water = 40GL <u>plus</u> (Relative TWU <u>minus</u> 0.5) <u>multiplied</u> by 20 GL.</li> </ul> </li> </ul> <p>Where:  ‘<b>TWU</b>’ is amount of water used in the Torrumbarry Irrigation Area during the period of 1 July to 30 September based on data provided by the Goulburn–Murray Rural Water Authority.  ‘<b>Relative TWU</b>’ is TWU divided by 87.6GL<sup>1</sup></p>
<b>15 December – 30 June</b>	<p>Amount of water, up to a maximum of 60 GL, is determined in accordance with the following formula:</p> <ul style="list-style-type: none"> <li>● the following formula if Relative TWU is between 0 and 0.5: <ul style="list-style-type: none"> <li>○ amount of water = Relative TWU multiplied by 80 GL; or</li> </ul> </li> <li>● the following formula if Relative TWU is above 0.5: <ul style="list-style-type: none"> <li>○ amount of water = 40GL plus (Relative TWU minus 0.5) multiplied by 20 GL.</li> </ul> </li> </ul> <p>Where:  ‘<b>TWU</b>’ is amount of water used in the Torrumbarry Irrigation Area during the period of 1 July to 30 November based on data provided by the Goulburn–Murray Rural Water Authority.  ‘<b>Relative TWU</b>’ is TWU divided by 87.6 GL<sup>1</sup></p>

\* If a date specified in this column is not a business day, the next business day shall be the relevant date.

<sup>1</sup> 87.6GL is the historic average use in the Torrumbarry Irrigation Area for the period of 1 July to 30 November.

Dated 25 June 2022

HON. LISA NEVILLE MP  
Minister for Water

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