



New South Wales  
Government

## **Exemption from data logging and telemetry requirements for floodplain harvesting works that do not receive telemetry network coverage 2023**

under the

### **Water Management (General) Regulation 2018**

I, Graham Attenborough, by delegation from the Minister administering the *Water Management Act 2000*, make this exemption.

Dated 16 June 2023

A handwritten signature in blue ink, appearing to read 'G. Attenborough'.

**GRAHAM ATTENBOROUGH**  
**Chief Operating Officer – Water**  
**Department of Planning and Environment**  
**By delegation**

#### **Explanatory note**

The purpose of this exemption is to exempt water supply work approval holders in relation to floodplain harvesting works that do not receive telemetry network coverage, including from data logging and telemetry requirements under clauses 4 and 6 of Schedule 8 to the *Water Management (General) Regulation 2018* (the Regulation).

This exemption is made under section 238C of the Regulation.

INT22/167120

# Exemption from data logging and telemetry requirements for floodplain harvesting works that do not receive telemetry network coverage 2023

under the

## Water Management (General) Regulation 2018

### 1 Name of Exemption

This Exemption is the *Exemption from data logging and telemetry requirements for floodplain harvesting works that do not receive telemetry network coverage 2022*.

### 2 Commencement

This Exemption commences on the day on which it is executed.

### 3 Interpretation

(1) In this Exemption:

**Approved manner** has the same meaning as in the *Water Management (General) Regulation 2018*.

**Data logging and telemetry requirements** means the requirements under clauses 4 and 6 of Schedule 8 to the *Water Management (General) Regulation 2018*.

**Mandatory floodplains condition** means a condition imposed on a water supply work approval under section 238B(1) of the *Water Management (General) Regulation 2018*.

**Secondary metering device** has the same meaning as in the *Water Management (General) Regulation 2018*.

**Telemetry network coverage** means coverage by the telecommunications network used for the NSW Government's telemetry system.

### 4 Exemption

- (1) The holder of a water supply work approval subject to a mandatory floodplains condition is exempt from the mandatory floodplains condition in relation to a work, if:
- (a) the holder of the water supply work approval obtains a telemetry coverage report using the telemetry coverage tool on the Department of Planning and Environment's website, and
  - (b) the telemetry coverage report shows that the work does not receive telemetry network coverage, and
  - (c) the holder of the water supply work approval submits the telemetry coverage report and notice to the Minister in the approved manner, and
  - (d) the holder of the water supply work approval:
    - (i) installs, uses and maintains a secondary metering device, or
    - (ii) complies with all requirements for point-of-intake metering equipment in s 238J and Schedule 8 to the *Water Management (General) Regulation 2018* except data logging and telemetry requirements, and
  - (e) the holder of the water supply work approval complies with the condition in clause 4 (2).
- (2) The holder of the water supply work approval must comply with the recording and reporting requirements in s 238R of the *Water Management (General) Regulation 2018*, as if those

requirements applied to secondary metering devices and point-of-intake metering equipment used in accordance with clause 4 (1)(d) of this Exemption.

*Notes—*

- 1 The Department of Planning and Environment website contains information about how to interpret a telemetry network coverage report and provide notice to the Minister.
- 2 Section 238R of the *Water Management (General) Regulation 2018* provides that an approval holder who uses a secondary metering device must record the meter reading within 24 hours of the beginning and end of the measurement period and provide those records to the Minister within 14 days.
- 3 The holder of a water supply work approval may also apply for an exemption from a mandatory floodplains condition under s 238C of the *Water Management (General) Regulation 2018*. The Department of Planning and Environment website contains information about submitting an application for an exemption from telemetry requirements where an onsite telemetry connectivity test completed by a duly qualified person demonstrates no telemetry network coverage.