

LEGISLATIVE ASSEMBLY

Constitution Amendment (Water Accountability and Transparency) Bill 2020

First print

Proposed amendments

No. 1 **Disclosure of water interests**

Page 4, Schedule 1[4]. Insert after line 24—

spouse, of a person, means the following but, if more than one person would qualify as the person's spouse, means only the latest person to qualify—

- (a) a person to whom the person is legally married (including a husband or wife of the person),
- (b) the person's de facto partner.

No. 2 **Disclosure of water interests**

Pages 4 and 5, Schedule 1[5] (proposed clause 8A), line 27 on page 4 to line 7 on page 5. Omit all words on those lines. Insert instead—

8A Water interests

- (1) A Member must disclose in a primary return and an ordinary return—
 - (a) the water access licence number and share component of each water access licence in which the Member or the Member's spouse (if any) had an interest—
 - (i) in the case of a primary return—on the primary return date or at any time during the period of 5 years ending on the primary return date, or
 - (ii) in the case of an ordinary return—at any time during the ordinary return period, and
 - (b) the nature of the interest in each water access licence, and
 - (c) each right to receive water from an irrigation corporation under a water supply contract or other contract to which the Member or the Member's spouse (if any) was a party—
 - (i) in the case of a primary return—on the primary return date or at any time during the period of 5 years ending on the primary return date, or
 - (ii) in the case of an ordinary return—at any time during the ordinary return period, and
 - (d) the nature of the interest in each right, and
 - (e) if the Member has an ABN that is connected with an interest described

in paragraph (a) or (c)—the Member’s ABN.

- (2) An interest described in subclause (1) need not be disclosed by a Member in a primary return or an ordinary return if—
 - (a) the Member or Member’s spouse had the interest only in his or her capacity as the executor or administrator of the estate of a deceased person and neither the Member nor the Member’s spouse was a beneficiary under the will or intestacy, or
 - (b) the Member or Member’s spouse had the interest only in his or her capacity as a trustee and acquired the interest in the ordinary course of any occupation which is not related to the Member’s duties as a Member.

No. 3 **Disclosure—forms**

Page 6, Schedule 1[13], line 1. Insert “or your spouse” after “in which you”.

No. 4 **Disclosure—forms**

Page 6, Schedule 1[13], line 2. Insert “(or at any time during the period of 5 years ending on that date)” after “pledge of loyalty”.

No. 5 **Disclosure—forms**

Page 6, Schedule 1[13], line 4. Insert “or your spouse” after “to which you”.

No. 6 **Disclosure—forms**

Page 6, Schedule 1[13], line 5. Insert “(or at any time during the period of 5 years ending on that date)” after “pledge of loyalty”.

No. 7 **Disclosure—forms**

Page 6, Schedule 1[15], line 15. Insert “or your spouse” after “in which you”.

No. 8 **Disclosure—forms**

Page 6, Schedule 1[15], line 18. Insert “or your spouse” after “to which you”.

No. 9 **Disclosure—forms**

Page 7, Schedule 1[17], line 8. Insert “, or your spouse has held any of those rights or interests” after “contract”.

No. 10 **Disclosure—forms**

Page 7, Schedule 1[18], line 15. Insert “or your spouse” after “in which you”.

No. 11 **Disclosure—forms**

Page 7, Schedule 1[18], line 19. Insert “or your spouse” after “to which you”.