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”.