



5-year review of Altogether Huntlee Pty
Ltd's network operator's licence no. 15_030

Report to the Minister

November 2021

Water >>

Tribunal Members

The Tribunal members for this review are:

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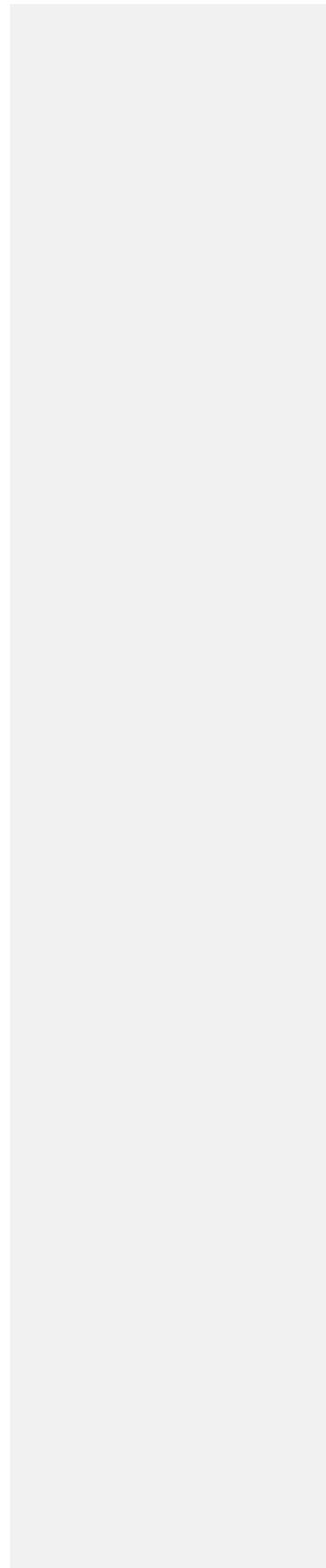
The Independent Pricing and Regulatory Tribunal (IPART)

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Acknowledgment of country

IPART acknowledges the Traditional Custodians of the lands where we work and live. We pay respect to Elders, past, present and emerging.

We recognise the unique cultural and spiritual relationship and celebrate the contributions of First Nations peoples.



Contents

1	Executive Summary	1
1	Introduction	2
1.1	We sought to update licence conditions, having considered whether new risks had emerged	2
1.2	We consulted relevant stakeholders to inform our review	3
1.3	We had regard to licensing principles	4
1.4	We were mindful of changes to the WIC Act licensing framework	4
2	Review of Huntlee’s network operator’s licence	5
2.1	We propose non-material changes to the licence scope	5
2.2	We propose to add three new licence clauses to Schedule A	5
2.3	We propose to add one new licence condition to Schedule B	6
2.4	We propose material changes to 3 licence conditions in Schedule A	6
2.5	We propose material changes to 4 licence conditions in Schedule B	7
2.6	We propose to remove 4 existing licence conditions	8
3	Recommendations	9
A	Proposed network operator’s licence (15_030)	12
B	Proposed network operator’s licence (15_030) amendments	13

1 Executive Summary

The Independent Pricing and Regulatory Tribunal of NSW (IPART) has conducted a 5-year review of Altogether Huntlee Pty Ltd's (Huntlee) network operator's licence under section 85 of the *Water Industry Competition Act 2006* (WIC Act).

Our original assessment of Huntlee's licence application had regard to the licensing principles in section 7 of the WIC Act. We revisited these principles as part of this 5-year review.

We recommend that the Minister varies Huntlee's network operator's licence (number 15_030). No new risks were identified, and we recommend only minor amendments to the current licence. The proposed changes bring Huntlee's licences into alignment with our standard licence conditions. We also recommend amending the licence to update language and terminology to improve readability and provide clarity.

We consulted with Huntlee on the proposed varied licence conditions and considered its response as part of the review process.

While the *Water Industry Competition (General) Regulation 2021* (WIC Regulation) does not require consultation with any persons other than the licensee, we consulted with the Department of Planning, Industry and Environment (DPIE) as part of the review process and considered its response.

1 Introduction

Altogether Group holds 2 licences for the Huntlee scheme under the WIC Act as described in Table 1.1.

Table 1.1 Altogether Group's licences for the Huntlee scheme

Licence number	Licence type	Date granted	Date last varied
15_030	Network operator's licence	3 March 2015	27 August 2015
13_001R	Retail supplier's licence ⁱ	17 April 2013	24 September 2020

Source: <https://www.ipart.nsw.gov.au/Home/Industries/Water/Alternate-water-utilities-WICA/WICA-Licenses-Listing-pages/Current-licences>.

We commenced a 5-year review of the network licence only on 2 September 2020. Huntlee requested we defer the review as it was intending to apply for a licence variation. After a lengthy delay, Huntlee notified us that the application was further delayed and we recommenced the review on 26 April 2021.ⁱⁱ This report includes our proposal to vary the existing licence conditions and summarises our analysis and reasons for recommending changes to the network licence, including:ⁱⁱⁱ

- vary the existing licence conditions to match current wording,
- add 3 new licence conditions to Schedule A, and one new condition to Schedule B, and
- remove 4 existing licence conditions.

1.1 We sought to update licence conditions, having considered whether new risks had emerged

The 5-year review process allows us to consider licence conditions in view of emerging risks to the scheme and consider if the existing licence conditions are appropriate to efficiently and effectively regulate WIC Act licensees. The conditions should direct licensees to achieve desired outcomes without imposing unnecessary compliance and administrative costs. This is in line with good regulatory practice.

We considered Altogether Group's overall compliance history to inform our assessment of emerging risks as a result of the Huntlee scheme. We did not identify any new risks to public health, safety, consumers and the environment.

We propose to update and amend licence conditions

The review provided an opportunity to update Huntlee's network operator's licence conditions, to align them with other more recent licence conditions. We also propose amending a special Ministerially imposed licence condition. We consider that the proposed amendment and updated standard licence conditions will:

- address any gaps in the licence
- clarify the intent of licence conditions for the licensee

- apply an equitable regulatory framework
- allow us to more efficiently regulate licensees through improved and more consistent audit processes
- improve the efficiency of administering licences until the new licensing regime, the amended WIC Act, comes into effect.

We propose to remove 4 licence conditions

Where licence conditions impose requirements that are already imposed elsewhere (eg, in another part of a licence or the relevant Reporting Manual for WIC Act licensees), and the removal of these requirements do not result in added risk, we propose to remove those conditions.

1.2 We consulted relevant stakeholders to inform our review

We sought a submission from Huntlee on its existing licence on 26 April 2021.^{iv} Huntlee's submission sought to remove the following conditions from the network operator's licence:

- Delete the special condition (condition A4.2) requiring Huntlee to implement environmental mitigation measures consistent with the environmental risks identified in the 3 Review of Environmental Factors (REF) reports submitted with its application.^v
- Delete the special conditions (conditions A4.3-4.5) that require the preparation, submission and approval by IPART of a Construction Environmental Management Plan (CEMP) prior to construction of water industry infrastructure, and an Operational Environmental Management Plan (OEMP) prior to commercial operation.

We do not propose to delete all the conditions identified by Huntlee but have recommended amendments to the current licence conditions. These changes align with our standard Schedule A conditions requiring implementation of environmental mitigation measures as per the scheme's 3 REFs, and the requirement for a CEMP prior to construction of water industry infrastructure. We have removed any references to the requirement for an OEMP. We summarise our response to Huntlee's requests in chapter 2 of this report.

We also sought submissions from Huntlee on the draft proposed licence.^{vi} Huntlee did not propose material changes to the licence.^{vii}

We sought submissions from DPIE on the existing licences.^{viii} DPIE did not propose any changes to Huntlee's existing licences.^{ix}

If the Minister chooses to make further changes to the proposed licences, she must notify the licensee of any proposed amendments to licence conditions and give the licensee a reasonable opportunity to make submissions with respect to the proposed amendments.^x The Minister must consider any such submissions on the proposed amendments.

1.3 We had regard to licensing principles

We had regard to the licensing principles in section 7 of the WIC Act (Box 1.1). Our recommendation to add, remove and amend Huntlee's licence conditions to align them with more recent licence conditions, is in line with the licensing principles as it provides:

- Better consumer protection by clarifying requirements for the delineation of responsibilities where there are interconnections with other utilities.^{xi}
- Less regulatory duplication by removing licence requirements that already exist in our reporting manual requirements for WIC Act licensees, or by consolidating requirements across conditions to a single condition within a licence (eg, insurance requirements).

Box 1.1 Licensing principles under section 7(1) of the WIC Act

"In considering whether or not a licence is to be granted under this Part and what conditions are to be imposed on such a licence, regard is to be had to the following principles:

- (a) the protection of public health, the environment, public safety and consumers generally,
- (b) the encouragement of competition in the supply of water and the provision of sewerage services,
- (c) the ensuring of sustainability of water resources,
- (d) the promotion of production and use of recycled water,
- (e) the promotion of policies set out in any prescribed water policy document,
- (f) the potential for adverse financial implications for small retail customers generally arising from the activities proposed to be covered by the licence,
- (g) the promotion of the equitable sharing among participants in the drinking water market of the costs of water industry infrastructure that significantly contributes to water security."

Source: WIC Act, section 7.

1.4 We were mindful of changes to the WIC Act licensing framework

The amendments to the WIC Act presently being developed by the NSW Government will result in significant changes to the licensing framework and consent conditions. The Amending WIC Act includes a changed scope for schemes that will require a licence and provisions to transition currently licensed schemes to the new framework where appropriate. Therefore, we have recommended the minimum changes necessary to bring Huntlee's network operator licence in line with the standard network operator licence conditions. We consider this is appropriate given the impending changes to the WIC Act and licensing regime.

2 Review of Huntlee's network operator's licence

2.1 We propose non-material changes to the licence scope

The licence scope is set out in Schedule A of the existing licence. We propose to restructure the licence scope into 3 sections, one for non-potable water, one for drinking water and one for sewerage services. This aligns the licence with our standard template. We consider that applying the standard licence template, while maintaining the language in Huntlee's existing licence, improves clarity with no material changes to the licence scope.

We usually amend new licences to define the area of operations using GIS coordinates and indicative maps.^{xii} This is consistent with our standard licence template. However, at this time, Altogether Group are unable to provide GIS coordinates for the existing area of operations. We will continue to describe the area of operations using the original Lot and DP descriptors used in the application and the supporting documents. We anticipate that Altogether Group will submit an application to vary the licence soon. We will address this issue during our assessment of the application and require Altogether Group to provide accurate GIS descriptors for this scheme.

We propose to amend the Licensee's name and Authorised Person's name to reflect the changes requested by the Licensee.

Finally, we also propose minor changes to the language used in Sections 1, 2 and 3 to align the language with our standard template. We consider that applying the standard licence template language, while maintaining the wording in Huntlee's existing licence, improves clarity without changing the licence scope.

2.2 We propose to add three new licence clauses to Schedule A

We propose to include three new licence conditions relating to the requirements for the Water Quality Plan and operational procedures (conditions 4.1, 5.1 and 5.2 of the new Schedule A in the proposed licence). We are adding these conditions to ensure that shortcomings identified in Huntlee's water quality plan and related operational procedures continue to be addressed, and implementation of licence plans and operational procedures is enhanced and maintained. These new licence conditions make explicit requirements which we consider are already implicit in the conditions for network operator's licences set out in section 7 of schedule 1 of the WIC Regulation.

The reasons for our proposed changes are in Table 2.1.^{xiii}

Table 2.1 Proposed new licence conditions in Schedule A

New licence condition	Reasons for including this condition	We had particular regard to the following licensing principles/licensing criteria in making our recommendation
Schedule A condition 4.1 Water Quality Plan	<ul style="list-style-type: none"> Address risks relating to the licensed scheme including ensuring that Huntlee's Water Quality Plan is a single, cohesive and structured scheme-specific document. Ensure the plan is consistent with the Australian Guidelines for Water Recycling (AGWR). Require the plan to specify actions to implement the 12 elements of the framework set out in the AGWR, as required by the WIC Regulation.^a 	That the applicant has, and will continue to have, the technical capacity to carry out the activities that the licence would authorise s10(4)(a) of the WIC Act.
Schedule A condition 5.1 Operational procedures	Require documentation of actions required to implement the 12 elements of the framework set out in the AGWR in operational procedures, as required by the Regulation.	<ul style="list-style-type: none"> The protection of public health, public safety and consumers under s7(1)(a) of the WIC Act. That the applicant has, and will continue to have, the technical capacity to carry out the activities that the licence would authorise s10(4)(a) of the WIC Act.
Schedule A, condition 5.2 Operational procedures	<ul style="list-style-type: none"> Require implementation of the operational procedures. Ensure records are kept to monitor implementation and improve auditability of the requirement to implement operational procedures. 	<ul style="list-style-type: none"> The protection of public health, public safety and consumers under s7(1)(a) of the WIC Act. That the applicant has, and will continue to have, the technical capacity to carry out the activities that the licence would authorise s10(4)(a) of the WIC Act.

^a WIC Regulation Schedule 1 section 7(1)(b).

2.3 We propose to add one new licence condition to Schedule B

We propose to include one new licence condition relating to the notification of non-compliant Plumbing (Schedule B condition 11 of the proposed licence).

The reason for our proposed change is in Table 2.2.^{xiv}

Table 2.2 Proposed new licence condition in Schedule B

New licence condition	Reason for including this condition	We had particular regard to the following licensing principles/licensing criteria in making our recommendation
Schedule B, condition 11 Notification of non-compliant Plumbing	Reduce the risk of adverse impacts on Huntlee's customers resulting from improper and illegal plumbing connections.	The protection of public health, public safety and consumers under s7(1)(a) of the WIC Act.

2.4 We propose material changes to 3 licence conditions in Schedule A

We propose to amend 3 licence conditions in Schedule A, removing outdated environmental considerations, and replacing them with the current licence conditions. The reasons for our proposed changes are summarised in Table 2.3.^{xv}

Table 2.3 Proposed material changes to licence conditions

Current licence condition(s)	New licence condition	Reasons for the change	We had particular regard to the following licensing principles in making our recommendation
A4.2 and A 4.6	A2.1-Review of Environmental Factors	To consolidate and clarify the requirement for Huntlee to implement environmental mitigation measures consistent with its approved REFs.	The protection of public health, the environment, public safety and consumers under s7(1)(a) of the WIC Act.
A4.3	A3.1 CEMP	To clarify the requirement to provide a CEMP for approval before commencing any construction of water industry infrastructure.	The protection of public health, the environment, public safety and consumers under s7(1)(a) of the WIC Act.

2.5 We propose material changes to 4 licence conditions in Schedule B

We propose to amend 4 licence conditions on:

- insurance requirements (combine 2 conditions)
- reporting information related to the Register of Licences
- delineating responsibilities where there are interconnections with other infrastructure.

The reasons for our proposed changes are in Table 2.4.^{xvi}

Table 2.4 Proposed material changes to licence conditions

Current licence condition(s)	New licence condition	Reasons for the change	We had particular regard to the following licensing principles in making our recommendation
B2 Obtaining appropriate insurance B3 Maintaining appropriate insurance	Schedule B condition 2 Maintaining appropriate insurance	<ul style="list-style-type: none"> • Consolidate condition B2.1 as Huntlee is no longer a greenfield scheme and requirements of this condition are now covered by new condition B2. • Consolidate insurance requirements for obtaining insurance (B2) and maintaining insurance (B3) into one condition to reduce repetition and improve clarity. 	<ul style="list-style-type: none"> • The protection of consumers under s7(1)(a) of the WIC Act • The potential for adverse financial implications for small retail customers under s7(1)(f) of the WIC Act.
B7 Reporting information in relation to the Register of Licences	Schedule B condition 6 Reporting information in relation to the register of licences	<ul style="list-style-type: none"> • Clarify Huntlee's reporting requirements on the Register of Licences. • Clarify the manner and form which Huntlee must follow when notifying IPART. 	<ul style="list-style-type: none"> • Section 20 of the WIC Act.

Current licence condition(s)	New licence condition	Reasons for the change	We had particular regard to the following licensing principles in making our recommendation
B10 Delineating responsibilities - interconnections	Schedule B condition 8 Delineating responsibilities	<ul style="list-style-type: none"> Reduce the likelihood of unregulated connections and the risks to public health, by allowing IPART to specify when Huntlee's code of conduct to manage interconnection must be established by, if one has not already been established under section 46 of the WIC Regulation. Require that the code of conduct includes what fees and charges are payable, and by whom, in respect of the use of the licensed infrastructure to ensure transparency. 	<ul style="list-style-type: none"> The protection of public health, public safety and consumers under s7(1)(a) of the WIC Act. Ensuring the sustainability of water resources under s7(1)(c) of the WIC Act.

2.6 We propose to remove 4 existing licence conditions

In Schedule A, we propose to remove conditions that require the provision and maintenance of an OEMP for the licensed works prior to granting of commercial operation.

In Schedule B, we propose to remove the requirement for Huntlee to notify IPART of changes to plans, end uses and/or authorised persons.

These requirements are already in the network operator's Reporting Manual. The reasons for our proposed changes are provided in Table 2.5.^{xvii}

Table 2.5 Proposed deleted licence conditions

Current licence condition	Reason for deleting this condition	Considerations in making our recommendation
A4.4	<ul style="list-style-type: none"> This condition is not an effective or efficient way of protecting the environment. Implementation of environmental controls is regulated under the <i>Protection of the Environment Operations Act 1997</i> (POEO Act) Licence condition A2 adequately protects the environment by requiring the licensees to implement relevant environmental mitigation measures. 	<ul style="list-style-type: none"> Inefficient regulation caused by duplicative requirements on Huntlee.
A4.5	<ul style="list-style-type: none"> This condition limits the Licensees ability to continually improve its operating documents, as it will continually require IPART's approval for any changes/improvements. Implementation of environmental controls is regulated under the POEO Act 	<ul style="list-style-type: none"> Inefficient regulation caused by duplicative requirements on Huntlee.
B9 Provision of copy of Plan	<ul style="list-style-type: none"> This condition duplicates a requirement in section 3.10 of the Reporting Manual for Network Operator's Licensees. 	<ul style="list-style-type: none"> Inefficient regulation caused by duplicative requirements on Huntlee.
B12 Notification of changes to Authorised Person	<ul style="list-style-type: none"> This condition duplicates a requirement in section 3.7 of the Reporting Manual for Network Operator's Licensees. 	<ul style="list-style-type: none"> Inefficient regulation caused by duplicative requirements on Huntlee.

Note: We updated the *Network Operator's Reporting Manual* to incorporate these reporting requirements on 4 August 2019.

3 Recommendations

Recommendation

- 1 We recommend that the Minister vary the conditions of Huntlee's network operator's licence (15_030) in accordance with the proposed varied licence in Appendix A.

Upon making a decision to vary the licence or otherwise, the Minister may provide IPART with a notice of the decision and the reasons for the decision. Where the Minister provides us with a notice of the decision, we will make that notice available to the public on our website, in accordance with the requirements of the WIC Act. We will also notify the licensee of the varied licence.

Appendices



A Proposed network operator's licence (15_030)



NEW SOUTH WALES GOVERNMENT

Water Industry Competition Act 2006 (NSW)

Network operator's licence

Licence no. 15_030

Altogether Huntlee Pty Ltd

(ACN 167 418 608)

PRELIMINARY

1. Summary

- 1.1. This Licence is granted under section 10(1) of the Act.
- 1.2. The Act prohibits a person from constructing, maintaining or operating any water industry infrastructure otherwise than under the authority of a licence. This Licence authorises the Licensee and other Authorised Persons to carry out such activities that would otherwise be prohibited under the Act.

2. Outline

- 2.1. This Licence is divided into the following sections and schedules:

<p>Section 1 authorises the construction, maintenance and operation of water infrastructure for non-potable water (if applicable).</p>
<p>Section 2 authorises the construction, maintenance and operation of water infrastructure for drinking water (if applicable).</p>
<p>Section 3 authorises the construction, maintenance and operation of sewerage infrastructure (if applicable).</p>
<p>Schedule A sets out special Ministerially-imposed licence conditions that are specific to this Licence.</p>
<p>Schedule B sets out Ministerially-imposed licence conditions that generally apply to network operator's licences granted under the Act.</p>
<p>Schedule C sets out definitions and interpretation provisions.</p>

- 2.2. In addition to the conditions in Schedules A and B to this Licence, the Act and Regulation also contain conditions that apply to this Licence. Nothing in Schedules A or B modifies or affects the conditions imposed on this Licence by the Act or Regulation.

SECTION 1 – ACTIVITIES AUTHORISED: NON-POTABLE WATER

Subject to the conditions imposed by the Act, the Regulation and Schedules A and B of this Licence, this Licence authorises the Licensee and any Authorised Persons specified in Table 1.1 to construct, maintain and operate the water industry infrastructure specified in Table 1.2:

- a) for one or more of the purposes for water industry infrastructure specified in Table 1.2; and
- b) within the area of operations specified in Table 1.3.

The non-potable water supplied by means of the water industry infrastructure specified in Table 1.2 may only be used for the authorised purposes for non-potable water specified in Table 1.4.

Table 1.1 Authorised Persons

Altogether Group Pty Ltd (ACN 136 272 298)
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Table 1.2 Water industry infrastructure and purposes for water industry infrastructure

- | |
|--|
| <ol style="list-style-type: none">1) A treatment plant for non-potable water and other water infrastructure used, or to be used, in connection with the treatment plant, where components of the treatment plant or other water infrastructure may be used for one or more of the following purposes for water industry infrastructure:<ol style="list-style-type: none">a) production of non-potable water;b) treatment of non-potable water;c) filtration of non-potable water;d) storage of non-potable water; ande) conveyance of non-potable water.2) A reticulation network for non-potable water and other water infrastructure used, or to be used, in connection with the reticulation network, where components of the reticulation network or other water infrastructure may be used for one or more of the following purposes for water industry infrastructure:<ol style="list-style-type: none">a) treatment of non-potable water;b) storage of non-potable water; andc) conveyance of non-potable water. |
|--|

Table 1.3 Area of operations

a) Land situated under Folio identifiers:

Lot	DP
211 (part)	828787
221 (part)	1064738
21 (part)	1050597
12(part)	729973
33,38,39	755211
6, 7,8,9, 10, 11	729973
36,37,43	755211
230 (part) & 231	879198
200 (part)	828486
201	828486
241 (part)	1105591
10	1105639
2, 3, 4, 5 (part)	729973

b) The section of Wine Country Drive, North Rothbury, situated between the intersection of:
The north-eastern corner of Lot 21 of DP 1050597 and Wine Country Drive, and
ii) The southern corner of Lot 10 of DP 1105639 and Wine Country Drive.

Table 1.4 Authorised purposes for non-potable water

1)	Toilet flushing
2)	Irrigation
3)	Clothes washing
4)	Car washing
5)	Dust suppression

SECTION 2 – ACTIVITIES AUTHORISED: DRINKING WATER

Subject to the conditions imposed by the Act, the Regulation and Schedules A and B of this Licence, this Licence authorises the Licensee and any Authorised Persons specified in Table 2.1 to construct, maintain and operate the water industry infrastructure specified in Table 2.2, and is substantially consistent with the water industry infrastructure described in the Proposed System REF:

- a) for one or more of the purposes for water industry infrastructure specified in Table 2.2; and
- b) within the area of operations specified in Table 2.3.

Table 2.1 Authorised Persons

Altogether Group Pty Ltd (ACN 136 272 298)
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Table 2.2 Water industry infrastructure and purposes for water industry infrastructure

- | |
|---|
| <ol style="list-style-type: none">1) A reticulation network for drinking water and other water infrastructure used, or to be used, in connection with the reticulation network, where components of the reticulation network or other water infrastructure may be used for one or more of the following purposes for water industry infrastructure:<ol style="list-style-type: none">a) treatment of drinking water;b) storage of drinking water; andc) conveyance of drinking water. |
|---|

Table 2.3 Area of operations

a) Land situated under Folio identifiers:

Lot	DP
211 (part)	828787
221 (part)	1064738
21 (part)	1050597
12(part)	729973
33,38,39	755211
6, 7,8,9, 10, 11	729973
36,37,43	755211
230 (part) & 231	879198
200 (part)	828486
201	828486
241 (part)	1105591
10	1105639
2, 3, 4, 5 (part)	729973

b) The section of Wine Country Drive, North Rothbury, situated between the intersection of:
The north-eastern corner of Lot 21 of DP 1050597 and Wine Country Drive, and
ii) The southern corner of Lot 10 of DP 1105639 and Wine Country Drive.

SECTION 3 – ACTIVITIES AUTHORISED: SEWERAGE SERVICES

Subject to the conditions imposed by the Act, the Regulation and Schedules A and B of this Licence, this Licence authorises the Licensee and any Authorised Persons specified in Table 3.1 to construct, maintain and operate the water industry infrastructure specified in Table 3.2:

- a) for one or more of the purposes for water industry infrastructure specified in Table 3.2; and
- b) within the area of operations specified in Table 3.3.

Table 3.1 Authorised Persons

Altogether Group Pty Ltd (ACN 136 272 298)
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Table 3.2 Water industry infrastructure and purposes for water industry infrastructure

- | |
|--|
| <ol style="list-style-type: none">1) A treatment plant for sewage and other sewerage infrastructure used, or to be used, in connection with the treatment plant, where components of the treatment plant or other sewerage infrastructure may be used for one or more of the following purposes for water industry infrastructure:<ol style="list-style-type: none">a) production of treated non-potable water from sewage;b) treatment of sewage;c) filtration of sewaged) storage of sewage; ande) conveyance of sewage.2) A reticulation network for sewage and other sewerage infrastructure used, or to be used, in connection with the reticulation network, where components of the reticulation network or other sewerage infrastructure may be used for one or more of the following purposes for water industry infrastructure:<ol style="list-style-type: none">a) storage of sewage; andb) conveyance of sewage. |
|--|

Table 3.3 Area of operations

a) Land situated under Folio identifiers:

Lot	DP
211 (part)	828787
221 (part)	1064738
21 (part)	1050597
12(part)	729973
33,38,39	755211
6, 7,8,9, 10, 11	729973
36,37,43	755211
230 (part) & 231	879198
200 (part)	828486
201	828486
241 (part)	1105591
10	1105639
2, 3, 4, 5 (part)	729973

b) The section of Wine Country Drive, North Rothbury, situated between the intersection of:
The north-eastern corner of Lot 21 of DP 1050597 and Wine Country Drive, and
ii) The southern corner of Lot 10 of DP 1105639 and Wine Country Drive.

SCHEDULE A – SPECIAL MINISTERIALLY-IMPOSED LICENCE CONDITIONS

1. Notification of changes to Agreement

1.1. If a party to an Agreement proposes to:

- a) terminate the Agreement;
- b) novate the Agreement;
- c) assign or transfer any of its rights or obligations under the Agreement to any other person; or
- d) alter the Agreement in any way that materially reduces the Licensee's technical, financial or organisational capacity to carry out the activities authorised by this Licence,

the Licensee must provide IPART with written notice of that fact as soon as practicable, but no later than 14 days after the change is made. The written notice must include details of how the services provided under the Agreement will be provided subsequent to the proposed termination, novation, assignment, transfer or alteration.

2. Review of Environmental Factors

2.1. Where the Licensee carries out any activities authorised by this Licence, the Licensee must:

- a) implement environmental risk mitigation measures substantially consistent with the environmental risk mitigation measures identified in the REF; and
- b) specify, in any Plan or combination of Plans, how the Licensee will implement environmental risk mitigation measures substantially consistent with the environmental risk mitigation measures identified in the REF.

3. Construction Environmental Management Plan

3.1. The Licensee must not commence, or authorise the commencement of, the construction of any Specified Water Industry Infrastructure until after the Licensee has provided a Construction Environmental Management Plan to IPART, and IPART has provided written approval of the Construction Environmental Management Plan to the Licensee.

3.2. The Licensee must ensure that the construction of any Specified Water Industry Infrastructure is carried out in accordance with the approved Construction Environmental Management Plan.

4. Water Quality Plan

- 4.1. The licensee must ensure that its water quality plan is a single, cohesive and structured scheme specific document which specifies the actions the licensee must take to implement the 12 elements of the framework for recycled water quality management and use set out in the Australian Guidelines for Water Recycling.

5. Operational Procedures

- 5.1. The Licensee must develop and document, consistent with element 4 of the Australian Guidelines for Water Recycling, the following operational procedures:

- a) Monitoring protocols for operational performance of the recycled water supply system, including the selection of operational parameters and criteria, and the routine analysis of results;
- b) Procedures for corrective action where operational parameters are not met;
- c) Procedures for rapid communication systems to deal with unexpected events; and
- d) Programs for regular inspection and maintenance of all equipment, including monitoring equipment.

- 5.2. The Licensee must:

- a) fully implement those operational procedures;
- b) ensure that all of its activities are carried out in accordance with those operational procedures; and
- c) keep records to demonstrate the extent to which those operational procedures have been implemented and complied with.

SCHEDULE B – GENERAL MINISTERIALLY-IMPOSED LICENCE CONDITIONS

1. Ongoing capacity to operate

- 1.1. The Licensee must have the technical, financial and organisational capacity to carry out the activities authorised by this Licence. If the Licensee ceases to have this capacity, it must report this to IPART in accordance with the Reporting Manual.

2. Maintaining appropriate insurance

- 2.1. The Licensee must hold insurance that is appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.
- 2.2. The Licensee must provide a copy of each certificate of currency of the insurance maintained by the Licensee to IPART in accordance with the Reporting Manual.
- 2.3. [Not Applicable].
- 2.4. [Not Applicable]
- 2.5. If, in relation to the activities authorised by this Licence, there is, or is to be, a change in either of the following, the Licensee must provide a report to IPART in accordance with the Reporting Manual:
- a) the insurer or underwriting panel in respect of an insurance policy held by the Licensee; or
 - b) the type, scope or limit on the amount of insurance held by the Licensee.
- 2.6. From time to time when requested in writing by IPART, the Licensee must provide a report to IPART, in the manner and form and within the timeframes specified by IPART, from an Insurance Expert certifying that in the Insurance Expert's opinion the type, scope and limit on the amount of insurance held by the Licensee is appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.

[Note: The circumstances in which IPART may request a report under clause 2.6 include (but are not limited to) the following:

- *where IPART considers that there may be a change in the type, scope or limit on the amount of insurance held by the Licensee in relation to activities that the Licensee is carrying out under this Licence;*
- *where there is a change in the type or extent of activities authorised by this Licence; or*

- *where IPART or an approved auditor considers that the type, scope or limit on the amount of insurance held by the Licensee may not be appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.]*

3. Complying with NSW Health requirements

- 3.1. The Licensee must carry out the activities authorised by this Licence in compliance with any requirements of NSW Health that:
- a) IPART has agreed to; and
 - b) are notified from time to time to the Licensee by IPART in writing.

4. Complying with Audit Guidelines

- 4.1. The Licensee must comply with any Audit Guidelines issued by IPART.

5. Reporting in accordance with the Reporting Manual

- 5.1. The Licensee must prepare and submit reports in accordance with the Reporting Manual.

6. Reporting information in relation to the register of licences

- 6.1. The Licensee must notify IPART, and provide IPART with details, of any change in relation to the following, in accordance with the Reporting Manual, within 14 days of the change:
- a) any source from which the water handled by the Specified Water Industry Infrastructure is derived;
 - b) the identity of each licensed retail supplier or public water utility that has access to the infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of supplying water to its customers;
 - c) any other water infrastructure to which the Specified Water Industry Infrastructure is connected;
 - d) in the case of non-potable water, the authorised purposes for that water;
 - e) the identity of each licensed retail supplier or public water utility that has access to infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of providing sewerage services to its customers;
 - f) any other sewerage infrastructure to which the Specified Water Industry Infrastructure is connected; and

- g) the arrangements for the disposal of waste from the water industry infrastructure specified in section 3, Table 3.2.

7. Monitoring

- 7.1. The Licensee must undertake any monitoring that is required for the purposes of this Licence, any Plan, the Act or the Regulation in accordance with this clause 7.
- 7.2. The Licensee must keep the following records of any samples taken for monitoring purposes specified in the Water Quality Plan:
 - a) the date on which the sample was taken;
 - b) the time at which the sample was collected;
 - c) the point or location at which the sample was taken; and
 - d) the chain of custody of the sample (if applicable).
- 7.3. The Licensee must ensure that analyses of all samples taken for the purposes of Verification Monitoring are carried out by a laboratory accredited for the specified tests by an independent body that is acceptable to NSW Health, such as the National Association of Testing Authorities or an equivalent body.

8. Delineating responsibilities

- 8.1. If a code of conduct has not been established under section 46 of the Regulation, the Licensee must, by a date specified by IPART, establish a code of conduct (**Licensee's Code of Conduct**) in accordance with this clause 8.
- 8.2. [Not applicable].
- 8.3. Within 6 months of the date on which this Licence is granted or by a later date specified by IPART (if any), the Licensee's Code of Conduct must be agreed in writing between:
 - a) the Licensee; and
 - b) each licensed network operator, licensed retail supplier and/or public water utility that:
 - i) supplies water or provides sewerage services by means of any water industry infrastructure that is connected to the Specified Water Industry Infrastructure; or
 - ii) constructs, maintains or operates any water industry infrastructure that is connected to the Specified Water Industry Infrastructure.
- 8.4. The Licensee's Code of Conduct must set out the respective responsibilities of the entities specified in clause 8.3 by, at a minimum, providing for:

- a) who is responsible for repairing, replacing or maintaining any pipes, pumps, valves, storages or other infrastructure connecting the Specified Water Industry Infrastructure to the other water industry infrastructure;
- b) who is responsible for water quality;
- c) who is liable in the event of the unavailability of water;
- d) who is liable in the event of failure of any water industry infrastructure;
- e) the fees and charges payable in respect of the use of the water industry infrastructure; and
- f) who is responsible for handling customer complaints.

8.5. The Licensee must not contravene the Licensee's Code of Conduct to the extent that it makes the Licensee responsible or liable for the matters set out in it.

9. Notification of changes to end-use

9.1. If the Licensee proposes to operate the Specified Water Industry Infrastructure to supply non-potable water for an end-use which is not set out in the most recent Water Quality Plan provided to IPART, the Licensee must notify IPART in writing at least 3 months before commencing such operation.

10. Notification of commercial operation

10.1. Each time the Licensee has brought any new Specified Water Industry Infrastructure into commercial operation, the Licensee must:

- a) notify IPART in accordance with the Reporting Manual that it has brought the relevant Specified Water Industry Infrastructure into commercial operation; and
- b) provide such notification within 10 days after it has brought the relevant Specified Water Industry Infrastructure into commercial operation.

11. Notification of non-compliant Plumbing

11.1 If the Licensee becomes aware that a customer's Plumbing is not Code Compliant, the Licensee must, within 10 days:

- (a) notify the customer of that fact, in writing, and
- (b) where the Plumbing that is not Code Compliant threatens, or could threaten, water quality, public health or safety, also notify the Plumbing Regulator of that fact, in writing.

[Note: Without limiting paragraph (b), an example of Plumbing which must be notified to the Plumbing Regulator under that clause is Plumbing that contains a point where it is possible for non-potable water to come into contact with a drinking water supply.]

SCHEDULE C – INTERPRETATION AND DEFINITIONS

1. Interpretation

1.1. In this Licence, unless the context requires otherwise:

- a) the singular includes the plural and vice versa;
- b) headings are used for convenience only and do not affect the interpretation of this Licence;
- c) a reference to a document includes the document as modified from time to time and any document replacing it;
- d) a reference to a “person” includes a natural person and any body or entity whether incorporated or not;
- e) a reference to a clause is to a clause in this Licence;
- f) a reference to a section is to a section in this Licence;
- g) a reference to a schedule is to a schedule to this Licence;
- h) a reference to a law or statute includes regulations, rules, codes and other instruments under it, and consolidations, amendments, re-enactments or replacements of them; and
- i) explanatory notes do not form part of this Licence, but in the case of uncertainty may be relied on for interpretation purposes.

2. Definitions

2.1. Expressions used in this Licence that are defined in the Act or the Regulation have the meanings set out in the Act or the Regulation.

2.2. In this Licence:

Act	means the <i>Water Industry Competition Act 2006</i> (NSW).
Agreement	means any agreement or deed provided to IPART in connection with the Licensee's application for this Licence, or any application to vary this Licence.
Audit Guidelines	means the document titled “ <i>WIC Act Audit Guideline</i> ”, as amended from time to time, which is prepared by IPART and is available on IPART's website at www.ipart.nsw.gov.au , and any other guidelines issued by IPART in relation to audits under the Act.

Authorised Person	means each person specified in, as applicable: <ul style="list-style-type: none"> a) section 1, Table 1.1; b) section 2, Table 2.1; and c) section 3, Table 3.1.
Construction Environmental Management Plan	means a site or project specific plan which: <ul style="list-style-type: none"> a) complies with the basic structure detailed in the Environmental Management Plan Guidelines; and b) identifies how the Licensee will implement the environmental risk mitigation measures identified in the REF to the extent they relate to construction.
Code Compliant	has the meaning given to that term under section 7 of the <i>Plumbing and Drainage Act 2011</i> (NSW).
Environmental Management Plan Guidelines	means the document titled “ <i>Guideline for the Preparation of Environmental Management Plans</i> ”, prepared by the Department of Infrastructure, Planning and Natural Resources.
Insurance Expert	means an insurance broker which holds an Australian financial services licence under Part 7.6 of the <i>Corporations Act 2001</i> (Cth) that authorises the broker to provide financial product advice for, and deal in, contracts of insurance within the meaning of Chapter 7 of that Act.
IPART	means the Independent Pricing and Regulatory Tribunal of New South Wales established under the <i>Independent Pricing and Regulatory Tribunal Act 1992</i> (NSW).
Licence	means this network operator’s licence granted under section 10 of the Act.
Licensee	means Altogether Huntlee Pty Ltd (ACN 167 418 608).
Licensee’s Code of Conduct	has the meaning given in Schedule B, clause 8.1.

Minister	means the Minister responsible for Part 2 of the Act.
NSW Health	means the Water Unit of NSW Ministry of Health and any of the local health districts as defined by the NSW Ministry of Health.
Plan	means any infrastructure operating plan, water quality plan or sewage management plan that the Licensee is required to prepare under the Regulation.
Plumbing	<p>means any pipe, fitting or apparatus that is situated:</p> <ul style="list-style-type: none"> a) downstream of the customer's connection point to a water main, where the water main is Specified Water Industry Infrastructure; b) upstream of a customer's connection point to a sewer main, where the sewer main is Specified Water Industry Infrastructure; or c) upstream of a customer's connection point to a stormwater drain, where the stormwater drain is Specified Water Industry Infrastructure.
Plumbing Regulator	has the meaning given to that term under section 3 of the <i>Plumbing and Drainage Act 2011</i> (NSW).
REF	<p>means the documents titled:</p> <ul style="list-style-type: none"> 1) Review of Environmental Factors for the Proposed Sewage, Recycled Water and Drinking Water Reticulation Systems, version 4, prepared by RPS Australia East Pty Ltd, and dated June 2015; 2) Review of Environmental Factors for the Extension of a Sewage Reticulation System, North Rothbury, version 3, prepared by RPS Australia East Pty Ltd, and dated June 2015; and 3) Review of Environmental Factors for the Huntlee Local Water Centre, Version 4, prepared by RPS Australia East Pty Ltd, and dated June 2015, <p>and does not include any modified version of those documents or any documents replacing any of them.</p>

Regulation	means the <i>Water Industry Competition (General) Regulation 2021</i> (NSW).
Reporting Manual	means the document titled “Network Operator's Reporting Manual”, which is prepared by IPART and is available on IPART's website
Specified Water Industry Infrastructure	means the water industry infrastructure specified in, as applicable: <ul style="list-style-type: none"> a) section 1, Table 1.2; b) section 2, Table 2.2; and c) section 3, Table 3.2.
Verification Monitoring	means verification monitoring as described in the document titled “ <i>Australian Drinking Water Guidelines</i> ” or the document titled “ <i>Australian Guidelines for Water Recycling</i> ” as the case may be.
Water Quality Plan	means the water quality plan that the Licensee is required to prepare under the Regulation.

B Proposed network operator's licence (15_030) amendments

Table B.1 Proposed licence condition amendments which have resulted in material changes

Current licence condition(s)		New licence condition	
A4.2	The Licensee is to implement environmental mitigation measures substantially consistent with the environmental risk mitigation measures identified in: <ul style="list-style-type: none"> a) the Water Centre REF and the Proposed System REF in carrying out any activities authorised under condition A 1 of this Licence; b) the Proposed System REF in carrying out the activities authorised under condition A2 of this Licence; and c) the System Extension REF and the Proposed System REF in carrying out the activities authorised under condition A3 of this Licence. 	A2	Review of Environmental Factors
		A2.1	Where the Licensee carries out any activities authorised by this Licence, the Licensee must: <ul style="list-style-type: none"> a) implement environmental risk mitigation measures substantially consistent with the environmental risk mitigation measures identified in the REF; and b) specify, in any Plan or combination of Plans, how the Licensee will implement environmental risk mitigation measures substantially consistent with the environmental risk mitigation measures identified in the REF.
A4.6	If the Licensee proposes to vary its environmental mitigation measures referred to in condition A4.2, it must first notify IPART in accordance with the Reporting Manual. The Licensee must not vary its environmental mitigation measures without the prior written approval of IPART.		
A4.3	The Licensee must not commence, or authorise the commencement of, construction of any water industry infrastructure which is: <ul style="list-style-type: none"> a) described in Condition A 1.1 and Table 1.2 (excluding conveyance and reticulation infrastructure); and b) located within Lot 211 of DP 828787, Wine Country Rd, North Rothbury (Relevant Recycling Infrastructure), until after the Licensee has provided IPART with a Construction Environmental Management Plan (CEMP), and IPART has provided written approval of the CEMP to the Licensee. 	A3	Construction Environmental Management Plan
		A3.1	The Licensee must not commence, or authorise the commencement of, the construction of any Specified Water Industry Infrastructure until after the Licensee has provided a Construction Environmental Management Plan to IPART, and IPART has provided written approval of the Construction Environmental Management Plan to the Licensee.
		A3.2	The Licensee must ensure that the construction of any Specified Water Industry Infrastructure is carried out in accordance with the approved Construction Environmental Management Plan.

Current licence condition(s)		New licence condition	
B2	Obtaining appropriate insurance	B2.	Maintaining appropriate insurance
B2.1	<p>Before commencing to commercially operate the Specified Water Industry Infrastructure under this Licence, the Licensee must:</p> <ul style="list-style-type: none"> a) obtain insurance that is appropriate for the size and nature of the activities authorised under this Licence; b) provide a copy of each certificate of currency of the insurance obtained to IPART; and c) demonstrate that the insurance obtained is appropriate for the size and nature of the activities authorised under this Licence by providing a report to IPART from an Insurance Expert that: <ul style="list-style-type: none"> i) certifies that in the Insurance Expert's opinion, the type and level of the insurance obtained by the Licensee is appropriate for the size and nature of the activities authorised under the Licence; and ii) is in the form prescribed by the Reporting Manual. 	B2.1.	The Licensee must hold insurance that is appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.
		B2.2.	The Licensee must provide a copy of each certificate of currency of the insurance maintained by the Licensee to IPART in accordance with the Reporting Manual.
		B2.3.	<i>Not applicable.</i>
		B2.4.	<i>Not applicable.</i>
		B2.5.	<p>If, in relation to the activities authorised by this Licence, there is, or is to be, a change in either of the following, the Licensee must provide a report to IPART in accordance with the Reporting Manual:</p> <ul style="list-style-type: none"> a) the insurer or underwriting panel in respect of an insurance policy held by the Licensee; or b) the type, scope or limit on the amount of insurance held by the Licensee.
B2.2	<i>Not applicable</i>		

Current licence condition(s)		New licence condition
B3	Maintaining appropriate insurance	B2.6.
B3.1	The Licensee must maintain insurance that is appropriate for the size and nature of the activities authorised under this Licence.	From time to time when requested in writing by IPART, the Licensee must provide a report to IPART, in the manner and form and within the timeframes specified by IPART, from an Insurance Expert certifying that in the Insurance Expert's opinion the type, scope and limit on the amount of insurance held by the Licensee is appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.
B3.2	The Licensee must provide a copy of each certificate of currency of the insurance maintained by the Licensee to IPART in accordance with the Reporting Manual.	<i>[Note: The circumstances in which IPART may request a report under condition 2.6 include (but are not limited to) the following:</i>
B3.3	If there is to be a change in: <ul style="list-style-type: none"> a) the insurer or underwriting panel in respect of an insurance policy held by the Licensee; or b) the type, scope or limit on the amount of insurance held by the Licensee, in relation to the activities authorised under this Licence, the Licensee must provide a report to IPART in accordance with the Reporting Manual.	<ul style="list-style-type: none"> • <i>where IPART considers that there may be a change in the type, scope or limit on the amount of insurance held by the Licensee in relation to activities that the Licensee is carrying out under this Licence;</i> • <i>where there is a change in the type or extent of activities authorised by this Licence; or</i> • <i>where IPART or an approved auditor considers that the type, scope or limit on the amount of insurance held by the Licensee may not be appropriate for the size and nature of the activities that the Licensee is carrying out under this Licence.]</i>
B3.4	From time to time when requested in writing by IPART, the Licensee must provide a report to IPART, in the manner, form and time specified by IPART, from an Insurance Expert certifying that in the Insurance Expert's opinion the type and level of the insurance held by the Licensee is appropriate for the size and nature of the activities authorised under this Licence.	
	<i>[Note: The situations in which IPART may request a report under condition B3.4 include (but are not limited to) the following:</i>	
	<ul style="list-style-type: none"> • <i>when IPART has reason to believe that there may be a change in the type or level of insurance held by the Licensee in relation to activities authorised under this Licence;</i> • <i>where there is a change in the type or extent of activities authorised under this Licence; or</i> • <i>when IPART or an approved auditor has reason to believe that the type or level of insurance held by the Licensee may not be appropriate for the size and nature of the activities authorised under this Licence.]</i> 	

Current licence condition(s)		New licence condition	
B7	Reporting information in relation to the Register of Licences	B6.	Reporting information in relation to the register of licences
B7.1	<p>Within 14 days of any change in relation to the following, the Licensee must notify IPART, and provide details, of the change in accordance with the Reporting Manual:</p> <ul style="list-style-type: none"> a) any source from which the water handled by the Specified Water Industry Infrastructure is derived; b) the Authorised Purposes of the water handled by the Specified Water Industry Infrastructure; c) the identity of each licensed retail supplier or public water utility that has access to the infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of supplying water to its customers; d) any other water infrastructure to which the Specified Water Industry Infrastructure is connected; e) the identity of each licensed retail supplier or public water utility that has access to infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of providing sewerage services to its customers; f) any other sewerage infrastructure to which the Specified Water Industry Infrastructure is connected; and g) the arrangements for the disposal of waste from the Specified Water Industry Infrastructure. 	B6.1.	<p>The Licensee must notify IPART, and provide IPART with details, of any change in relation to the following, in accordance with the Reporting Manual, within 14 days of the change:</p> <ul style="list-style-type: none"> a) any source from which the water handled by the Specified Water Industry Infrastructure is derived; b) the identity of each licensed retail supplier or public water utility that has access to the infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of supplying water to its customers; c) any other water infrastructure to which the Specified Water Industry Infrastructure is connected; d) in the case of non-potable water, the authorised purposes for that water; e) the identity of each licensed retail supplier or public water utility that has access to infrastructure services provided by the Specified Water Industry Infrastructure for the purpose of providing sewerage services to its customers; f) any other sewerage infrastructure to which the Specified Water Industry Infrastructure is connected; and g) the arrangements for the disposal of waste from the water industry infrastructure specified in section 3, Table 3.2.

Current licence condition(s)		New licence condition	
B10	Delineating responsibilities - interconnections	B8.	Delineating responsibilities
B10.1	Where a water industry code of conduct under condition 25 of the Regulation has not been established by order published in the Gazette and some or all of the Specified Water Industry Infrastructure is connected to water industry infrastructure owned by a person other than the Licensee, the Licensee must make arrangements in relation to the respective responsibilities of the Licensee and each licensed network operator, licensed retail supplier and/or public water utility that is responsible for the other water industry infrastructure.	B8.1.	If a code of conduct has not been established under section 46 of the WIC Regulation, the Licensee must, by a date specified by IPART, establish a code of conduct (Licensee's Code of Conduct) in accordance with this condition 8.
B10.2	The arrangements are to be agreed in writing between the Licensee and the licensed network operators, licensed retail suppliers and/or public water utilities (as the case may be) prior to commencing commercial operation of the Specified Water Industry Infrastructure.	B8.2.	<i>Not applicable</i>
B10.3	The arrangements must address the following matters: a) responsibility for the repair, replacement or maintenance of any pipes, pumps, valves, storages or other infrastructure connecting some or all of the Specified Water Industry Infrastructure to any water industry infrastructure owned by a person other than the Licensee, b) responsibility for water quality, c) liability in the event of the unavailability of water, d) liability in the event of infrastructure failure, e) responsibility for handling customer complaints.	B8.3.	Within 6 months of the date on which this Licence is granted or by a later date specified by IPART (if any), the Licensee's Code of Conduct must be agreed in writing between: a) the Licensee; and b) each licensed network operator, licensed retail supplier and/or public water utility that: i) supplies water or provides sewerage services by means of any water industry infrastructure that is connected to the Specified Water Industry Infrastructure; or ii) constructs, maintains or operates any water industry infrastructure that is connected to the Specified Water Industry Infrastructure.
B10.4	The arrangements made under this condition B10 are to remain in place until a water industry code of conduct is established under clause 25 of the Regulation.	B8.4.	The Licensee's Code of Conduct must set out the respective responsibilities of the entities specified in condition 8.3 by, at a minimum, providing for: a) who is responsible for repairing, replacing or maintaining any pipes, pumps, valves, storages or other infrastructure connecting the Specified Water Industry Infrastructure to the other water industry infrastructure; b) who is responsible for water quality; c) who is liable in the event of the unavailability of water; d) who is liable in the event of failure of any water industry infrastructure; e) the fees and charges payable in respect of the use of the water industry infrastructure; and f) who is responsible for handling customer complaints.
B10.5	The Licensee must not contravene the water industry code of conduct to the extent that it makes the Licensee responsible or liable for the matters set out in it.	B8.5.	The Licensee must not contravene the Licensee's Code of Conduct to the extent that it makes the Licensee responsible or liable for the matters set out in it.

Table B.2 Proposed new licence conditions

New licence condition	
A4	Water Quality Plan
A4.1	The licensee must ensure that its water quality plan is a single, cohesive and structured scheme specific document which specifies the actions the licensee must take to implement the 12 elements of the framework for recycled water quality management and use set out in the Australian Guidelines for Water Recycling.
A5	Operational procedures
A5.1	The Licensee must develop and document, consistent with element 4 of the Australian Guidelines for Water Recycling, the following operational procedures: <ul style="list-style-type: none"> a) Monitoring protocols for operational performance of the recycled water supply system, including the selection of operational parameters and criteria, and the routine analysis of results; b) Procedures for corrective action where operational parameters are not met; c) Procedures for rapid communication systems to deal with unexpected events; and d) Programs for regular inspection and maintenance of all equipment, including monitoring equipment.
A5.2	The Licensee must: <ul style="list-style-type: none"> a) fully implement those operational procedures; b) ensure that all of its activities are carried out in accordance with those operational procedures; and c) keep records to demonstrate the extent to which those operational procedures have been implemented and complied with.
B11.	Notification of non-compliant Plumbing
B11.1.	If the Licensee becomes aware that a customer's Plumbing is not Code Compliant, the Licensee must, within 10 days: <ul style="list-style-type: none"> (a) notify the customer of that fact, in writing, and (b) where the Plumbing that is not Code Compliant threatens, or could threaten, water quality, public health or safety, also notify the Plumbing Regulator of that fact, in writing. <p><i>[Note: Without limiting paragraph (b), an example of Plumbing which must be notified to the Plumbing Regulator under that condition is Plumbing that contains a point where it is possible for non-potable water to come into contact with a drinking water supply.]</i></p>

Table B.3 Proposed deleted licence conditions

Current licence condition	
A4	Special conditions
A4.4	In addition to any requirements imposed by or under the Act or the Regulation, the Licensee must not commence commercial operation of, or authorise commercial operation of, the Relevant Recycling Infrastructure until the Licensee has provided: <ul style="list-style-type: none"> a. a report addressing how the environmental mitigation measures identified in the CEMP have been implemented during the design and construction of the Relevant Recycling Infrastructure (Report); and b. an Operational Environmental Management Plan (OEMP), to IPART, and IPART has provided written approval of the Report and the OEMP to the Licensee.
A4.5	The Licensee must operate and maintain the Relevant Recycling Infrastructure consistently with the OEMP.
B9.	Provision of copy of Plan
B9.1	Whenever the Licensee makes a significant amendment to a Plan, the Licensee must provide a copy of the amended Plan to IPART at the same time that it provides a copy to the approved auditor engaged to prepare a report as to the adequacy of the amended Plan, as required under the Regulation.
B12	Notification of changes to Authorised Person
B 12.1	If an Authorised Person ceases, proposes to cease, or receives notification to cease providing any of the services relating to the activities authorised by this Licence, the Licensee must provide IPART with written notice as soon as practicable but no later than 28 days before the date of cessation of the services. The written notice must include details of how the services previously undertaken by the Authorised Person will continue to be undertaken.

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- i Retail Supplier's Licence 13_001R covers all of Altogether's schemes, including Huntlee. Refer Schedule C of the licence for all related schemes.
 - ii We review licences granted under the WIC Act at intervals of not more than five years, with the first 5-year review commencing on the fifth anniversary of the granting of the licence, as per WIC Act, section 85(2).
 - iii In accordance with section 85(3) of the WIC Act.
 - iv Letter to Huntlee Water Pty Ltd, IPART, dated 2 September 2020, and re-issued on 26 April 2021.
 - v
 - 1) REF for the proposed sewage, recycled water and drinking water reticulation systems, version 4, RPS Australia East Pty Ltd, June 2015.
 - 2) REF for the extension of a sewage reticulation system, North Rothbury, version 3, RPS Australia East Pty Ltd, June 2015.
 - 3) REF for the Huntlee Local Water Centre, version 4, RPS Australia East Pty Ltd, June 2015.
 - vi Email to Huntlee, IPART, 26 April 2021.
 - vii Email to IPART, Executive Manager Risk and Compliance, Huntlee Water, 20 May 2021.
 - viii Email to DPIE, Principal Analyst, IPART, 27 May 2021.
 - ix Email to IPART, Manager Policy and reform, DPIE, 29 June 2021. D21/16297
 - x WIC Act, section 17.
 - xi WIC Act section 7(1)(a) and 7(1)(f).
 - xii Area of operations are currently defined using a combination of Lots and Deposited Plans.
 - xiii The new licence clause wording is provided in Appendix A.
 - xiv The new licence clause wording is provided in Appendix A.
 - xv The current and new licence clause wording is provided in Appendix B.
 - xvi The current and new licence clause wording is provided in Appendix B.
 - xvii The deleted clause wording is provided in Table B3 of Appendix B.

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