

WATER ACT 1989

I, Steve Crabb, Minister for Conservation and Environment make the following Order:

CONSTITUTION OF THE LATROBE
REGION WATER AUTHORITY ORDER
1991

1. This Order is called the Constitution of the Latrobe Region Water Authority Order 1991.

2. This Order is made under the powers conferred by Division 2 of Part 6 of the *Water Act* 1989.

3. This Order takes effect from 20 May 1991.

4. In this Order—

“Act” means the *Water Act* 1989.

“Former Authorities” means—

- (a) the Moe Water Board constituted by an Order in Council dated 29 November 1983; and
- (b) the Morwell Water Board constituted by an Order in Council dated 29 November 1983; and
- (c) the Mid-Gippsland River Management Board constituted by an Order in Council dated 26 November 1985; and
- (d) the Latrobe Valley Water and Sewerage Board continued in existence under clause 1 (1) of Schedule 8 of the Act; and
- (e) the Rosedale District Water Board constituted by an Order in Council dated 13 December 1983; and
- (f) the Traralgon Water Board constituted by an Order in Council dated 27 September 1983.

5. On and from the date on which this Order takes effect—

- (a) there is constituted a new Authority;
- (b) the corporate name of the new Authority is the Latrobe Region Water Authority;
- (c) the new Authority takes over the whole of the property, rights, liabilities, obligations, powers and functions under the Act of the former authorities including the management and control of the existing water districts named below:
 - (i) Moe Urban;
 - (ii) Moe Waterworks;

(iii) Morwell Urban;

(iv) Morwell Waterworks;

(v) Latrobe Valley;

(vi) Cowwarr Rural;

(vii) Cowwarr Urban;

(viii) Glengarry Urban;

(ix) Rosedale Urban;

(x) Rosedale Waterworks;

(xi) Seaspray Urban;

(xii) Seaspray Waterworks;

(xiii) Toongabbie Urban;

(xiv) Tyers and Glengarry Waterworks;

(xv) Tyers Urban;

(xvi) Traralgon Urban;

(xvii) Traralgon Waterworks;

(xviii) Traralgon South Urban;

(xix) Mirboo North Waterworks—

and the management and control of the existing districts named below—

(i) Moe Sewerage;

(ii) Morwell Sewerage;

(iii) Latrobe Valley;

(iv) Rosedale Sewerage;

(v) Traralgon Sewerage;

(vi) Mirboo North Sewerage;

and the management and control of the existing waterway management district named below—

(i) Mid-Gippsland River Management;

and—

(d) the new Authority takes over the staff of the former authorities.

6. (a) The following water districts are united:

(i) Moe Urban; and

(ii) Moe Waterworks—

and the united water district is called the Moe Water District.

(b) The following water districts are united:

(i) Morwell Urban; and

(ii) Morwell Waterworks; and

(iii) Mirboo North Waterworks—

and the united water district is called the Morwell Water District.

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(c) The name of the water district called the Latrobe Valley District is changed to the Latrobe Valley Water District.

(d) The following water districts are united:

- (i) Cowwarr Rural; and
- (ii) Cowwarr Urban; and
- (iii) Glengarry Urban; and
- (iv) Rosedale Urban; and
- (v) Rosedale Waterworks; and
- (vi) Toongabbie Urban; and
- (vii) Tyers and Glengarry Waterworks; and

(viii) Tyers Urban—

and the united water district is called the Rosedale Water District.

(e) The following water districts are united:

- (i) Seaspray Urban; and
- (ii) Seaspray Waterworks—

and the united water district is called the Seaspray Water District.

(f) The following water districts are united:

- (i) Traralgon Urban; and
- (ii) Traralgon Waterworks—

and the united water district is called the Traralgon Water District.

(g) The name of the water district called the Traralgon South Urban District is changed to the Traralgon South Water District.

(h) The name of the sewerage district called the Latrobe Valley District is changed to the Latrobe Valley Sewerage District.

7. The Membership of the new Authority is three members appointed by the Minister in writing.

8. The former Authorities are abolished.

9. As the making of this Order will affect the Latrobe Valley Water and Sewerage Board and result in there being inconsistencies between this Order and Schedule 8 of the Act, under section 98 (6) (c) of the Act, Schedule 8 is varied as follows:

- (1) Under the heading "Latrobe Valley Water and Sewerage Board" insert "(by Order made on 20 May 1991 by the Minister administering the *Water Act* 1989, the property, rights, liabilities, obligations, powers and functions of the Latrobe Valley Water and Sewerage Board were transferred to the Latrobe Region Water Authority which is a body constituted by that Order. Under section 98 (6) (c) this Schedule was varied so as to be consistent with that Order)".

- (2) In clause 1, omit clause 1 (1) and substitute "In this Schedule the word "Authority"

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where formerly a reference to the Latrobe Valley Water and Sewerage Board is a reference to the Latrobe Region Water Authority".

- (3) Clauses 1 (2), 2, 3, 4, 5, 9 and 10 are omitted.

- (4) In clause 11 (2) for "the Latrobe Valley Water and Sewerage Board" (wherever occurring) substitute "the Latrobe Region Water Authority".

- (10) In clause 11 (4) for "the Latrobe Valley Water and Sewerage Board" substitute "the Latrobe Region Water Authority" and for "that Board" substitute "that Authority".

- (11) In clause 11 (5) for "the Latrobe Valley Water and Sewerage Board" substitute "the Latrobe Region Water Authority".

10. (a) This is an Order referred to in section 98 (2) (b) of the Act.

(b) Under section 100 (1) (a) of the Act, I have advised the affected Authorities in writing of the reasons for my decision.

(c) Under section 100 (1) (b) of the Act, I have laid a copy of the reasons before both Houses of Parliament.

Dated 16 May 1991

STEVE CRABB

Minister for Conservation and Environment

WATER ACT 1989

I, Steve Crabb, Minister for Conservation and Environment make the following Order:

**APPOINTMENT OF THE LATROBE
REGION WATER AUTHORITY ORDER
1991**

1. This Order is called the Appointment of the Latrobe Region Water Authority Order 1991.

2. This Order is made under the powers conferred by Division 2 of Part 6 of the *Water Act* 1989.

3. This Order takes effect from 21 May 1991.

4. In this Order—

"Act" means the *Water Act* 1989.

"Councils" means—

(a) the Shire of Narracan; and

(b) the City of Sale.

"Latrobe Region Water Authority" means the Latrobe Region Water Authority constituted by an Order under the Act dated 20 May 1991.

5. On and from the date on which this Order takes effect the Latrobe Region Water Authority takes over the whole of the property (including works vested in the Councils by or under the *Water Act* 1989), rights, liabilities, obligations,

powers and functions under the Act of the Councils including the management control of the existing water districts named below:

- (i) Erica Urban
- (ii) Erica Waterworks
- (iii) Thorpdale Urban
- (iv) Thorpdale Waterworks
- (v) Trafalgar Urban
- (vi) Trafalgar Waterworks
- (vii) Willow Grove Urban
- (viii) Yallourn North Waterworks
- (ix) Yarragon Urban
- (x) Yarragon Waterworks
- (xi) Sale Water Supply

and the management and control of the existing sewerage districts named below:

- (i) Shire of Narracan Sewerage
- (ii) Trafalgar Sewerage
- (iii) Willow Grove Sewerage
- (iv) Yallourn North Sewerage
- (v) Yarragon Sewerage
- (vi) Sale Sewerage

6. (a) The following water districts are united:

- (i) Erica Urban; and
- (ii) Erica Waterworks; and
- (iii) Thorpdale Urban; and
- (iv) Thorpdale Waterworks; and
- (v) Trafalgar Urban; and
- (vi) Trafalgar Waterworks; and
- (vii) Willow Grove Urban; and

- (viii) Yallourn North Waterworks; and
- (ix) Yarragon Urban; and
- (x) Yarragon Waterworks—

and the united water district is called the Narracan Water District.

(b) The name of the water district called the Sale Water Supply District is changed to the Sale Water District.

(c) The following sewerage districts are united:

- (i) Shire of Narracan Sewerage; and
- (ii) Trafalgar Sewerage; and
- (iii) Willow Grove Sewerage; and
- (iv) Yallourn North Sewerage; and
- (v) Yarragon Sewerage—

and the united sewerage district is called the Narracan Sewerage District.

7. (a) This is an Order referred to in section 98 (2) (b) of the Act.

(b) Under section 100 (1) (a) of the Act, I have advised the Latrobe Region Water Authority and the Councils in writing of the reasons for my decision.

(c) Under section 100 (1) (b) of the Act, I have laid a copy of the reasons before both Houses of Parliament.

(d) As councils are involved, under section 100 (1) (c) of the Act, I have consulted with the Minister administering the *Local Government Act* 1989.

Dated 16 May 1991

STEVE CRABB

Minister for Conservation and Environment

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