

Notice of Intent to Undertake Dam Works (Division 4 Permit)

A dam works permit may be taken to be granted under Division 4 of the *Water Management Act 1999* (the Act) for dams that represent a low risk to the environment and other users. Information on the requirements for a Division 4 permit is available at the DPIPWE website: <http://dPIPWE.tas.gov.au/water/dams/dam-works-permit-guidelines> or

Use this form to notify DPIPWE in accordance with section 160 of the Act of the intention to undertake dam works under the authority of a Division 4 Permit.

If you intend to take water you must use a different form to apply for a Water Licence approval

For further information on Dam Works contact your local Regional Water Management Officer listed at <http://dPIPWE.tas.gov.au/water/water-licences/water-management-regions>

Steps to Provide Notice of Intent

1. **Complete the Notice of Intent form**
2. **Submit the completed and signed form** along with all required additional information

There are two options for submitting the completed form;

- Post the completed form, with the prescribed fee, in the form of a cheque or money order (made payable to DPIPWE), to DPIPWE, Water Management & Assessment Branch, PO Box 44, Hobart TAS 7001, or
- Lodge the completed form, with the prescribed fee, at any Service Tasmania outlet.

Notice of Intention to Undertake Dam Works under a Division 4 Permit

1. What is the name of the individual, company, partnership or joint venture giving notice?

Complete the relevant section as an 'individual', 'company', or 'partnership / joint venture'

Companies, Partnerships and Joint Ventures Giving Notice Complete this Section:

Company, Partnership, Joint Venture name in full, as the name would appear on an ASIC Register.



NOTE FOR PARTNERSHIPS AND JOINT VENTURES: all members of any Partnership / Joint Venture must also complete a Membership Details Form and attach it to this Notice. A Notice pertaining to Partnership / Joint Venture will not be accepted by the Department without a fully completed Membership Details Form. A Membership Details Form is available at: http://dpipwe.tas.gov.au/Documents/Membership_DetailsForm

'Individuals' Giving Notice Complete this Section:

Please provide your full name as it would appear on a passport or drivers licence.

Title: Mr Mrs Miss Ms Dr

Family name

Full given name/s

Gender: M F

Date of Birth

2. If a company is giving notice, what is the Company's ACN?

ACN number (9 digits)

3. What is the ABN (if applicable) of the person or entity giving Notice?

Australian Business Number (ABN) is a unique 11 digit identifier issued to all entities registered in the Australian Business Register (ABR).

4. What is the street address of the person or entity giving notice?

This must be a street address, for example, 9 SUNSHINE ROAD, RICHMOND TAS 7025. This cannot be a post office box number, roadside mail bag, roadside delivery or other delivery point address.

Street

Suburb / town / locality

State/territory

Postcode

Country if other than Australia

5. What is the postal address of the person or entity giving notice?

Enter the details as you would want it to appear on an envelope addressed to you.

Tick this box if Postal Address is same as Street Address

If postal address is not the same as street address, complete following:

Street/PO Box

Suburb/town/locality

State/territory

Postcode

Country if other than Australia

6. What are the contact details of the person or entity giving notice?

Contact Name

Daytime phone number

Mobile phone number

Email Address

(Remember to specify lower and upper case letters)

7. What are the coordinates, property address and property identifier of the proposed dam wall (or existing dam wall if you are repairing, modifying or removing a dam) at the centre of the crest of the dam?

Easting

Northing

Street

Suburb / town / locality

Property Identifier located on the Property Title (e.g. 147849/1)

8. Are you repairing or removing an existing dam?

No Yes - repair Yes - removal

If 'Yes' questions 9 and 10 do not need to be addressed.

9. What is the volume of the proposed dam at Full Supply Level?

ML at FSL

10. What is the maximum height of the proposed dam wall? (i.e. height from crest to lowest natural ground level)

m

11. Are the proposed dam works and inundation area (including Maximum Flood Level¹) entirely on land to which you are the owner?

Yes No

If 'No', to complete this Notice you must attach the Department's form: 'Land Owner Consent to the Proposed Dam Works or any Inundation under a Division 4 Permit'

12. Tick the dam's Consequence Category

Low Very Low

13. To complete this notice, you must attach:

- (a) a Consequence Category Assessment satisfying the requirements of the *Water Management (Safety of Dams) Regulations 2015*.
- (b) photograph(s) of the full extent of the location of the proposed dam works and inundation area.
- (c) if you are not the owner of the land, you must attach the completed form: 'Land Owner Consent to the Proposed Dam Works and/or any Inundation under a Division 4 Permit'.

¹ **Maximum Flood Level** is equal to embankment height minus freeboard.

14. Who is the Contractor who will undertake these works for you?

Company Name

Contractor Name

Contact phone number

Email Address

15. I declare that:

- I have read and understand the Division 4 Permit Dam Works Code 2015.
- dam works will be undertaken in accordance with the Division 4 Permit Dam Works Code 2015.
- a Consequence Category Assessment for the proposed dam has been undertaken, by a suitably qualified person, in accordance with the *Water Management (Safety of Dams) Regulations 2015*.
- the dam works will be undertaken in accordance with the *Water Management (Division 4 Permit Conditions) Order 2015*.
- if the dam is over 100 ML, a capacity survey has been undertaken by a suitably qualified person.
- the dam works to be undertaken meet all the matters specified in section 159 of the *Water Management Act 1999*, including the dam works:
 - (a) are not on a watercourse²; and
 - (b) relate to a single dam and not to a group of dams that collectively store, hold back or impede the flow of a single body of water; and
 - (c) are on land that –
 - (i) is unvegetated land; or
 - (ii) is vegetated land on which the harvest of timber, or the clearing of trees, that would be required as part of the dam works is a circumstance that is prescribed for the purposes of section 17(6) of the *Forest Practices Act 1985*;
 - (d) do not constitute in whole or in part the clearance and conversion of a threatened native vegetation community unless in a circumstance that is prescribed for the purposes of section 17(6) of the *Forest Practices Act 1985*; and
 - (e) will not take threatened species or destroy or damage nests of threatened species; and
 - (f) are not wholly or partly within a pipeline planning corridor; and
 - (g) are not wholly or partly within a heritage area entered in the *Heritage Register*; and

² **watercourse** means a river, creek or other natural stream of water (whether modified or not) flowing in a defined channel, or between banks, notwithstanding that the flow may be intermittent or seasonal or the banks not clearly or sharply defined, and includes –

- (a) a dam that collects water flowing in any such stream; and
- (b) a lake through which water flows; and
- (c) a channel into which the water of any such stream has been diverted; and
- (d) part of any such stream; and
- (da) the floodplain of any such stream –

but does not include –

- (e) a channel declared by the regulations to be excluded from this definition; or
- (f) a drain or drainage depression in the contours on the land which only serves to relieve upper land of excess water in times of major precipitation.

- (h) are not subject to a conservation covenant; and*
- (i) are not subject to an agreement under Part 5 of the Land Use Planning and Approvals Act 1993; and*
- (j) are on land in relation to which the person is the owner or, if the person is not the owner in respect of the land, if the owner of land has given his or her consent, in writing, to the proposed dam works; and*
- (k) will not inundate land owned by another person, unless the owner of land has given his or her consent, in writing, to the proposed dam works or any inundation; and*
- (l) are not declared works.*
- the information given on this form is true and correct.
- I acknowledge that the Minister may issue a notice directing a person undertaking dam works to stop work and to apply for a Division 3 permit or to undertake specific work or activity to the Minister's satisfaction.
- I have paid the prescribed fee of **\$99.45**.

Full name of person making this declaration

Signature

Date

Declared at (place)

Declared before (must be Justice of the Peace, Commissioner for Declarations or Authorised Person)

Personal information will be collected from you for the purpose of managing Tasmania's water resource and will be used by DPIPWE for purposes permitted by the *Water Management Act 1999* and regulations made under this Act. Under the *Water Management Act 1999*, a person must not furnish information to the Minister, a water entity or an authorised officer that is false or misleading in a material particular. Your personal information will be used for the primary purpose for which it is collected, and may be disclosed to contractors and agents of the Water & Marine Resources Division, law enforcement agencies, courts and other organisations authorised to collect it. Your basic personal information may be disclosed to other public sector bodies where necessary, for the efficient storage and use of the information. Personal information will be managed in accordance with the *Personal Information Protection Act 2004* and may be accessed by the individual to whom it relates on request to DPIPWE.