

## Rules and Assessment Criteria Summary Sheet Barwon-Darling Management Zone D (MZ D)

<b>Floodplain Management Plan</b>	Barwon-Darling Valley
<b>Plan commencement</b>	30 June 2017
<b>Term of the plan</b>	10 years

### Rules summary

The following rules are a guide only. For more information about the flood work application process please call 1300 662 077.

### Ecological Enhancement Works

- |    |   |
|----|---|
| 1. | A flood work approval must not be granted or amended to authorise the construction or modification of an ecological enhancement work in MZ D unless, in the Minister's opinion, the ecological enhancement work is or is proposed to provide a positive outcome for an ecological asset that is mapped, recognised in or protected by this Plan, or a local, state or Commonwealth environmental policy or legislation. |
|----|---|

### Aboriginal Value Enhancement Works

- |    |   |
|----|---|
| 2. | A flood work approval must not be granted or amended to authorise the construction or modification of an Aboriginal value enhancement work in MZ D unless, in the Minister's opinion, the Aboriginal value enhancement work is or is proposed to provide a positive outcome for an Aboriginal value asset that is listed in one of the following: <ul style="list-style-type: none"> <li>a. Aboriginal Heritage Information Management System,</li> <li>b. Aboriginal Water Initiative System,</li> <li>c. Murray Darling Basin Authority Aboriginal Submission Database,</li> <li>d. NSW State Heritage Register,</li> <li>e. Commonwealth Heritage Register,</li> <li>f. any other source or database deemed relevant by the Minister.</li> </ul> |
|----|---|

### Heritage Site Enhancement Works

- |    |   |
|----|---|
| 3. | A flood work approval must not be granted or amended to authorise the construction or modification of a heritage site enhancement work in MZ D unless, in the Minister's opinion, the heritage site enhancement work is or is proposed to provide a positive outcome for a heritage site asset that is listed in one of the following: <ul style="list-style-type: none"> <li>a. Aboriginal Heritage Information Management System,</li> <li>b. Aboriginal Water Initiative System,</li> <li>c. Murray Darling Basin Authority Aboriginal Submission Database,</li> <li>d. NSW State Heritage Register,</li> <li>e. NSW State Heritage Inventory,</li> <li>f. Historic Heritage Information Management System,</li> <li>g. Commonwealth Heritage Register,</li> <li>h. any other source or database deemed relevant by the Minister.</li> </ul> |
|----|---|

### Existing flood works

- |    |   |
|----|---|
| 4. | A flood work approval must not be granted to authorise an existing unlicensed work in MZ D unless in the Minister's opinion the existing unlicensed work: <ul style="list-style-type: none"> <li>- was constructed at the date of commencement of the Plan, and</li> <li>- is for an access road, supply channel, stock refuge, or an infrastructure protection work, and</li> <li>- as at the date of application, the flood work is not the subject of: <ul style="list-style-type: none"> <li>(i) an undetermined controlled work application under Part 8 of the <i>Water Act 1912</i>, or</li> </ul> </li> </ul> |
|----|---|

	<ul style="list-style-type: none"> <li>(ii) a previously refused Part 8 application of the <i>Water Act 1912</i>, or</li> <li>(iii) an undetermined flood work application under the <i>Water Management Act 2000</i>, or</li> <li>(iv) a previously refused flood work application under the <i>Water Management Act 2000</i>, and</li> </ul> <ul style="list-style-type: none"> <li>- is assessed against the assessment criteria described for MZ D.</li> </ul>
5.	<p>A flood work approval must not be granted to authorise the amendment of an existing licensed work in MZ D so that it does not comply with the rules of MZ D, unless in the Minister's opinion, the flood work:</p> <ul style="list-style-type: none"> <li>- was constructed as at the commencement of this Plan, and</li> <li>- the proposed modification of the flood work will reduce the impact of the works on flow patterns (distribution of flows, drainage, depth or velocity) in MZ D, and</li> <li>- is assessed against the assessment criteria described for MZ D.</li> </ul>

### Assessment Criteria summary

Flood work applications in MZ D must be assessed against the following assessment criteria.

These assessment criteria are a guide only. For more information about the flood work application process please call 1300 662 077.

### Ecological and Cultural Impacts

1.	<p>A flood work approval must not be granted or amended to authorise the construction or modification of a flood work in MZ D unless, in the Minister's opinion, the flood work can be constructed to maintain adequate flood connectivity to:</p> <ul style="list-style-type: none"> <li>(a) ecological assets, and</li> <li>(b) facilitate fish passage,</li> </ul> <p>under a range of flood scenarios, including at a minimum, scenarios for the large and small design floods.</p>
2.	<p>A flood work approval must not be granted or amended to authorise the construction or modification of a flood work in MZ D unless, in the Minister's opinion, the flood work can be constructed to maintain adequate flood connectivity to:</p> <ul style="list-style-type: none"> <li>(a) Aboriginal values, and</li> <li>(b) heritage sites,</li> </ul> <p>under a range of flood scenarios, including at a minimum, scenarios for the large and small design floods.</p>
3.	<p>A flood work approval must not be granted or amended to authorise the construction or modification of a flood work in MZ D if, in the Minister's opinion, the construction of the flood work is likely to disturb the ground surface of a heritage site or cause more than minimal erosion to a heritage site.</p>

### Drainage Impacts

4.	<p>A flood work approval must not be granted or amended to authorise the construction or modification of a flood work in MZ D unless, in the Minister's opinion, the flood work can be constructed to maintain adequate drainage on adjacent landholdings and other landholdings that may be affected by the proposed flood work.</p>
----	---

### Cumulative Impacts

5.	<p>A flood work approval must not be granted or amended to authorise the construction or modification of a flood work in MZ D unless the Minister has considered the cumulative impact that the proposed flood work and other existing works on the landholding may have on adjacent landholdings, and on other landholdings that may be affected by the proposed flood work and the floodplain environment.</p>
----	--

**More information** about the Barwon-Darling Valley Floodplain Management Plan is available at the DPI Water website [www.water.nsw.gov.au](http://www.water.nsw.gov.au).

© State of New South Wales through the Department of Industry, Skills and Regional Development, 2017. You may copy, distribute and otherwise freely deal with this publication for any purpose, provided that you attribute the NSW Department of Primary Industries as the owner.

Disclaimer: The information contained in this publication is based on knowledge and understanding at the time of writing (June 2017). However, because of advances in knowledge, users are reminded of the need to ensure that information upon which they rely is up to date and to check currency of the information with the appropriate officer of the Department of Primary Industries or the user's independent adviser.