

Action	NSW Government response action	Relevance to scope for this Review (Metering, Transparency and Environmental Water (EW))	Assessed status at April 2019 Independent Review
	Native Fish Management and Recovery Strategy (MDBA)	Not in scope for this Review	Draft strategy on exhibition by MDBA
	Remove barriers to fish movement and enhance connectivity in Lower Darling and Menindee	Not in scope for this Review	Integral part of the Menindee Water Savings and Lower Darling project – underway
Action 1.2	Implement rule changes in response the NRC's recommendations to protect low flows	EW	WSP Amendments prepared and exhibited. Not yet commenced.
Action 1.3	Immediately protect water for towns and the environment	EW and transparency	s.324 restrictions protected first flow in over 12 months, resulting in reconnection of flows from Mungindi to Menindee, with further connection to Wentworth expected.
Action 1.4	Implement our commitments to better manage environmental water	EW	Interim measures underway, with enduring progress dependant on commencement of the WSP amendments
Action 1.5	Support the Commonwealth buyback of A Class licences	Commonwealth action. Not in scope for this Review	Not in scope for this Review
Action 2.1	Explore options for an Aboriginal water policy	Not in scope for this Review	Not in scope for this Review
Action 2.2	Amend objectives for the Menindee Water Saving Project	Not in scope for this Review	NSW has commenced active community engagement for the project
Action 3.1	Remake of the water sharing plan in 2023 informed by evidence gathered over time	Not yet triggered	NA

Appendix D

Table of actions from the Murray-Darling Basin Compliance Compact

Commitment number	Commitment description	Due date
NSW 2.8	<p>New South Wales, through the NRAR Regulatory Policy which was published in February 2018, has made a commitment to achieve regulator efficiency and effectiveness.</p> <p>https://www.industry.nsw.gov.au/data/assets/pdf_file/0003/144039/NRAR-Regulatory-Policy.pdf</p> <p>The NRAR structure includes a branch dedicated to regulatory innovation and its Establishment Plan includes a pilot of new water monitoring, metering and measuring technology and the application of the successful technology to inform enforcement and strategic intelligence activity.</p> <p>https://www.industry.nsw.gov.au/data/assets/pdf_file/0007/145546/NRAR-Establishment-Plan-2018.pdf</p> <p>In the Memorandum of Understanding between the MDBA and the NRAR, the parties agree to endeavour to share experience and opportunities that could enhance compliance and enforcement capacity in relation to, but not limited to:</p> <ul style="list-style-type: none"> · new technologies; · regulatory craft and strategy; · community of practice; · staff training and skills development; and · staff exchanges. 	Ongoing
NSW 2.9	<p>New South Wales will increase compliance and enforcement resourcing by \$9.5 million in the short term. Longer-term resourcing will be determined by the Independent Pricing and Regulatory Tribunal (IPART) pricing determinations.</p>	Ongoing
NSW 2.10	<p>New South Wales has established the NRAR under the NRAR Act, which was assented to in November 2017. NRAR will carry out water compliance and enforcement functions and is governed by an independent Board. NRAR sits within the Department of Industry but is separate to and independent of the water policy, water planning, water delivery, environment and agriculture areas of the business. The Department of Industry is also a separate agency to WaterNSW which carries out customer service functions.</p> <p>The roles, responsibilities and accountabilities agreed to in the settlement will be made publicly available and all parties will continue to work together to ensure a constructive, collaborative working relationship. Details, policies, Board minutes and other documentation are available on the NRAR website.</p> <p>https://www.industry.nsw.gov.au/natural-resources-access-regulator</p>	Complete
NSW 2.11	<p>New South Wales, through a Memorandum of Understanding (MOU) between NRAR and the Murray–Darling Basin Authority, has established a coordinated response to non-compliance and an appropriate escalation pathway for noncompliance to ensure effective and efficient regulation of water management laws.</p> <p>https://www.industry.nsw.gov.au/data/assets/pdf_file/0008/157049/NRAR-MDBA-signed-memorandum-ofunderstanding.pdf</p>	Complete
NSW 2.12	<p>New South Wales will develop and publish a process and procedure document for NRAR officers to follow when working with:</p> <ol style="list-style-type: none"> a) Lands & Forestry officers on overlapping regulatory issues, b) Other agencies when non-water legislation is involved. 	31-Dec-18
NSW 3.1	<p>New South Wales will, through the NRAR, develop and maintain annual audit priorities in accordance with the NRAR Regulatory Policy that requires an annual risk-based operational plan detailing audit priorities. The operational plan and its associated compliance procedures will include:</p> <ul style="list-style-type: none"> · validation processes for required installed meters, · audits of water take by stock and domestic and other rights holders when the potential impact on the environment and other users is assessed as sufficiently high. 	31-Dec-18
NSW 3.2	<p>New South Wales is in the process of bringing floodplain harvesting into its licensing framework through implementation of the NSW Floodplain Harvesting Policy. The approach to updating the assessment of annual permitted water take by floodplain harvesting will be confirmed following consultation and finalisation of a revised Policy.</p>	30-Jun-19

