

Apply to trade water entitlement

Water Act 1992 section 22B(5)(c)

Form 22B5c

Before completing this form you should familiarise yourself with the Trading Licensed Water Entitlements policy available at <https://denr.nt.gov.au/water/policy/water-allocation-policies>.

This is an approved form under regulation 3 of the Water Regulations 1992. The information on this form is being collected for the purpose of assessing an application to trade licensed water entitlements. Under the Water Act 1992, licensed water entitlements can only be traded where a water allocation plan has been declared.

Information on this form (including the name and address of the licence holder) will be made publicly available on the department's website in accordance with section 95 of the Water Act 1992 and regulation 17. A copy of any licence granted will also be made publicly available on the department's website.

Lodging an application

In accordance with regulation 3(4), if a person provides an application with insufficient information to enable a proper decision to be made, the department may return the application for proper completion. An application for a trade will be lodged when this application form is complete, that is, sufficient information is provided to enable a proper decision. Please use the checklists provided to ensure all requirements are met and your application is complete.

If the buyer intends to use the water in a groundwater dependent ecosystem (GDE) protection area, as identified in the relevant water allocation plan, the department may request additional information about risks to GDEs and how those risks will be managed before accepting the application to trade water.

1. Seller and buyer contact details		
	Seller	Buyer
Name		
Contact person		
Postal address (Note: an Australian address must be provided.)		
Phone number		
Mobile number		
Email address for all correspondence		
2. Current licence details		
Does the buyer hold a current water extraction licence for the same water resource as the seller? <ul style="list-style-type: none"> If yes, seller and buyer to complete the details below. If no, seller to complete the details below and buyer to attach completed water extraction licence application form, Form 45/60. 		Yes / No
Completed water extraction licence application form attached (buyer only)		Yes / No
	Seller	Buyer
Licence number		
Beneficial uses and maximum entitlement for each		
Water resource		
Water allocation plan (WAP)		
Management zone		
Property from which water is taken		
Property on which water is used		

3. Trade details – Seller to complete				
3.1. Permanent				
ML/year	Proposed trade start date	Beneficial use		Security
3.2. Temporary				
ML/year	Proposed trade start date	Proposed trade end date	Beneficial use	Security
Trade agreement attached An application to trade will not be accepted without a copy of a trade agreement signed by both trading parties.				Yes / No
4. Water use details – buyer to complete				
Are the water use details for the traded water the same as for the buyer's current licence? <ul style="list-style-type: none"> If yes, go to section 5. If no, buyer to attach completed water extraction licence application form, Form 45/60. 				Yes / No
Completed water extraction licence application form attached (buyer only).				Yes / No
5. Other permits or approvals required – buyer to complete				
Identify what, if any, other permits or approvals are required to support the application to trade water.				
Permit / Approval	Yes / No	Type	Status and reference number	
Planning approval	Yes / No			
Clearing permit	Yes / No			
Mining activity approval	Yes / No			
Petroleum activity approval	Yes / No			
Non-pastoral use	Yes / No			
Land holder or owner consent	Yes / No			
Other -				
Other -	Yes / No			

6. Public register – Buyer and seller to complete

In accordance with section 95 of the Water Act 1992, the Controller of Water Resources must keep a register of water extraction licences. The register must be publicly available on the department's website and must contain the following information (Water Regulation 17):

- the name and address of the licence holder
- the date on which the licence is due to expire
- the location of the property from which the water is currently taken
- the maximum quantity of water that may be taken annually
- the source of the water that may be taken.

The Controller of Water Resources will also make a copy of any licence granted as a result of this application publicly available on the department's website.

The Controller of Water Resources has the power to suppress information if satisfied there are grounds of commercial confidentiality. You may apply to have commercially confidential information withheld by using the appropriate form, Form 95, available on the department's website.

	Seller	Buyer
I acknowledge that the information described above will be freely available from the department's website.	Yes / No	Yes / No
I have completed and attached an application to have commercially confidential information withheld.	Yes / No	Yes / No

7. Consent – Buyer and seller to complete

	Seller	Buyer
Do you consent to receive all ongoing service of documents associated with this application and any future licence via the email address, as provided above?	Yes / No	Yes / No
Do you consent to being contacted by from time to time about work undertaken by the Water Resources Division including water monitoring activities, water management programs, water allocation plan development, updates to policies and procedures?	Yes / No	Yes / No

8. Declaration – Buyer and seller to complete

The declaration must be signed by a person with the legal authority to sign it. For joint applications, each applicant must sign the declaration.

I hereby declare that the information provided in this notification and accompanying document is to the best of my knowledge, true and correct.

	Buyer	Seller
Signature		
Name (print)		
Position		
Date		
Seal (if signed under a seal)		

Where and how to submit this form

After completing the following checklist, email your completed form to water.licensing@nt.gov.au.

Attachment checklist

Details	Attached
Evidence of authority to act on behalf of the seller. Required if the seller is not an individual (for example the licence is held by a company) or the licence is in the name of more than one person and the form is completed by one licence holder on behalf of all the licence holders.	Yes / No / Not applicable
Evidence of authority to act on behalf of the buyer. Required if the buyer is not an individual (for example the licence is held by a company) or the licence is in the name of more than one person and the form is completed by one licence holder on behalf of all the licence holders.	Yes / No / Not applicable
Application by buyer for a new water extraction licence. Refer to sections 1 and 4 of the application form, Form 45/60.	Yes / No / Not applicable
Signed trade agreement.	Yes / No / Not applicable
Seller's request to withhold commercially confidential information.	Yes / No / Not applicable
Buyer's request to withhold commercially confidential information.	Yes / No / Not applicable

Office use only

Date received	Reference
/ /	