



Securing our water, together.

Water Act 2000

## NOTICE OF A COMMISSION WATER RESTRICTION

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LEVEL 6 WATER RESTRICTION - RESIDENTIAL AND NON RESIDENTIAL

For more information visit [www.qwc.qld.gov.au](http://www.qwc.qld.gov.au) or call 1300 789 906

This Commission Water Restriction Notice is issued by the Queensland Water Commission (“**Commission**”) pursuant to section 360ZE of the *Water Act 2000*. The Commission considers this is necessary because it believes there is a significant threat to sustainable and secure water supply in the SEQ region because of extended severe drought conditions.

The Commission notifies that pursuant to section 360ZD of the *Water Act 2000*, this Commission Water Restriction will apply to the following categories of water use being:

- 1) Residential water use;
- 2) Non-Residential water use; and
- 3) Residential and Non-Residential water use,

as set out in **Schedule 1** of this Notice;

This Commission Water Restriction Notice will take effect on and from **23 November 2007**. This Commission Water Restriction Notice should be read in conjunction with the guidelines that are published by the Commission from time to time. Relevant guidelines are referred to throughout this Commission Water Restriction Notice. **Schedule 2** defines particular words that are used in this Commission Water Restriction Notice.

This Commission Water Restriction will apply to the local government areas of the following local governments within the SEQ region being:

- Beaudesert Shire Council;
- Brisbane City Council;
- Caboolture Shire Council;
- Council of the Shire of Esk;
- Gatton Shire Council;
- Gold Coast City Council;
- Ipswich City Council;
- Kilcoy Shire Council;
- Laidley Shire Council;
- Logan City Council;
- Pine Rivers Shire Council; and
- Redcliffe City Council.

For these local government areas, while this Commission Water Restriction is in force, it is to be the only Restriction in force for the matters that are described in **Schedule 1** of this Commission Water Restriction Notice and any service provider water restriction will not apply to such matters unless the Commission has expressly notified that a particular service provider water restriction continues in force.

This Commission Water Restriction does not apply to reasonable actions taken to prevent material risks associated with an accident, fire or hazard to health, safety or the environment.

**Elizabeth Nosworthy AO**

**Chairperson**

**QUEENSLAND WATER COMMISSION**

**Dated: 31 October 2007**

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## SCHEDULE 1

### 1. High Volume Water Users

#### Restrictions on Residential Water Use

Category of Water Use	Water Restriction
<p><b>1.1 Residential Premises</b>                      Domestic consumption.</p>	<p>For such premises where:</p> <ul style="list-style-type: none"> <li>a) the volume of water that is taken from the reticulated (town) supply system for use on the premises, when averaged over either the service provider’s usual meter reading cycle, or a specific meter reading cycle exceeds 800 litres per day; and</li> <li>b) the customer and/or occupier of the premises has been notified by the service provider that the premises is using more than 800 litres per day (“notified premises”); and</li> <li>c) the service provider then determines the volume of water that may be taken for the notified premises on the basis that the average consumption should not exceed the greater of 800 litres per day or in the case of five or more residents, 200 litres per resident per day (“the allowable limit”) unless exemption criteria specified in the Residential Excessive Water Users Compliance Program – Notice of Procedures are satisfied,</li> </ul> <p>the volume of water from the reticulated (town) supply system that may be taken for use on or used in any way on the notified premises is restricted to the allowable limit for those premises.</p> <p>When one infringement notice has been issued in relation to a notified premises for exceeding the allowable limit for those premises, then water from the reticulated (town) supply system is not permitted to be used in any outdoor area of the premises except for:</p> <ul style="list-style-type: none"> <li>i) the topping up of existing swimming pools and spas as provided for in Restriction 3.2; and</li> <li>ii) the washing of vehicles as provided for in Restriction 4.1.</li> </ul> <p>When two infringement notices have been issued in relation to a notified premises for exceeding the allowable limit for those premises, the service provider:</p> <ul style="list-style-type: none"> <li>a) must reduce the volume of water supplied to the premises to approximately 10 litres per minute at the meter for a period of 30 days by the installation of a flow restricting device on the infrastructure supplying water to the premises; and</li> <li>b) may reactivate or reinstall a flow restricting device on the infrastructure if the use of water on the premises exceeds the allowable limit for those premises at any time following the reduction of water supply under paragraph (a).</li> </ul> <p>If premises are notified under this Restriction the Residential Excessive Water Users Compliance Program will apply. That Program will direct the water service providers in relation to the Program’s implementation and will also establish a mechanism for customers and/or occupiers of premises to make submissions to the water service provider as to why the premises should be outside the operation of this Restriction.</p>

## Restrictions on Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>1.2 Non-Residential Premises</b> Where consumption is 20 ML/year or greater.</p>	<p>On such premises with:</p> <ul style="list-style-type: none"> <li>a) an actual annual metered water consumption of 20 ML or greater for the period 1 July 2005 to 30 June 2006; or</li> <li>b) an actual annual metered water consumption of 20 ML or greater based on the most recent four quarterly rating periods or, the last 12 month rating period (as applicable); or</li> <li>c) an estimated annual consumption for the premises based on an extrapolation of the water consumption as set out in the available quarterly rating periods that is 20 ML or greater;</li> </ul> <p>the water from the reticulated (town) supply system is not permitted to be used except where:</p> <ul style="list-style-type: none"> <li>i) the water is used on the premises in accordance with a water efficiency management plan that has been submitted to the service provider responsible for the relevant local government area for approval but has not yet been approved; or</li> <li>ii) the service provider has, after considering the Evaluation Criteria, granted written approval to the entity operating the premises to submit a water efficiency management plan after the commencement of this Restriction; or</li> <li>iii) the water is used on the premises in accordance with an approved water efficiency management plan;</li> </ul> <p>AND</p> <ul style="list-style-type: none"> <li>iv) for premises where a water efficiency management plan has been submitted or an approved water efficiency management plan applies, the customer provides a written report to the service provider within 5 business days of the end of each three month period with the first three month period ending 31 March 2008. The report is to be provided in the form and containing the information that is provided for in the WEMP Guidelines; and</li> <li>v) in every case, where an individual item of equipment, process or facility consumes a significant proportion* of the total volume of water used on the premises: <ul style="list-style-type: none"> <li>A. by 31 March 2008 (or such later date as is approved in writing by the service provider), a sub-meter is to be installed by a licensed plumber on the supply line for that operational process, facility or item of equipment; and</li> <li>B. for each sub-meter, a written record is to be kept in accordance with the requirements of the WEMP Guidelines.</li> </ul> </li> </ul> <p>* Note: The volume of water that constitutes a “significant proportion of the total volume of water used on the premises” is as specified in the WEMP Guidelines.</p> <p>This Restriction does not operate to require the re-submission of a water efficiency management plan that was submitted for approval under earlier Commission or service provider water restrictions.</p>

Category of Water Use	Water Restriction
<p><b>1.3 Non-Residential Premises</b> Where consumption is greater than 10 ML/year and less than 20 ML/year.</p>	<p>On such premises with:</p> <ul style="list-style-type: none"> <li>a) an actual annual metered water consumption of greater than 10 ML and less than 20 ML for the period 1 July 2005 to 30 June 2006; or</li> <li>b) an actual annual metered water consumption of greater than 10 ML and less than 20 ML based on the most recent four quarterly rating periods or, the last 12 month rating period (as applicable); or</li> <li>c) an estimated annual consumption for the premises based on an extrapolation of the water consumption as set out in the available quarterly rating periods that is greater than 10 ML and less than 20 ML;</li> </ul> <p>the water from the reticulated (town) supply system is not permitted to be used except where:</p> <ul style="list-style-type: none"> <li>i) the water is used on the premises in accordance with a water efficiency management plan that has been submitted to the service provider responsible for the relevant local government area for approval but has not yet been approved; or</li> <li>ii) the service provider has, after considering the Evaluation Criteria, granted written approval to the entity operating the premises to submit a water efficiency management plan after the commencement of this Restriction or;</li> <li>iii) the water is used on the premises in accordance with an approved water efficiency management plan;</li> </ul> <p>AND</p> <ul style="list-style-type: none"> <li>iv) for premises where a water efficiency management plan has been submitted or an approved water efficiency management plan applies, the customer provides a written report to the service provider within 5 business days of the end of each three month period with the first three month period ending 31 March 2008. The report is to be provided in the form and containing the information that is provided for in the WEMP Guidelines; and</li> <li>v) in every case, where an individual item of equipment, process or facility consumes a significant proportion* of the total volume of water used on the premises:             <ul style="list-style-type: none"> <li>A. by 31 March 2008 (or such later date as is approved in writing by the service provider), a sub-meter is to be installed by a licensed plumber on the supply line for that operational process or item of equipment; and</li> <li>B. for each sub-meter, a written record is to be kept in accordance with the requirements of the WEMP Guidelines.</li> </ul> </li> </ul> <p>* Note: The volume of water that constitutes a “significant proportion of the total volume of water used on the premises” is as specified in the WEMP Guidelines.</p> <p>This Restriction does not operate to require re-submission of a water efficiency management plan that was submitted for approval under earlier Commission or service provider water restrictions.</p>

## 2. Gardens and Lawns

### Restrictions on Residential and Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>2.1 Residential and Non-Residential Premises</b> Established gardens and lawns.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the watering of established lawns by any means.</p> <p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the watering of established gardens except where the watering is performed at the following times with a bucket or watering can or by another approved watering device:</p> <p>For <b>ODD</b> numbered premises: Tuesday, Thursday and Saturday between 4:00 pm and 7:00 pm.</p> <p>For <b>EVEN</b> numbered and unnumbered premises: Wednesday, Friday and Sunday between 4:00 pm and 7:00 pm.</p> <p><b>Residents Eligible for a Concession</b></p> <p>Where:</p> <ol style="list-style-type: none"> <li>a person is a resident of Residential Premises; or</li> <li>a resident of a Retirement Village<sup>1</sup> cares for a specific area of the established gardens on the premises that is connected with that resident's dwelling;</li> </ol> <p>then a limited concession under this Restriction on the use of a hand held hose applies for such residents who:</p> <ol style="list-style-type: none"> <li>are 70 years of age or over; or</li> <li>are receiving a CentreLink Disability Support Pension or holding a Queensland Transport Disabled Parking Certificate, regardless of age; or</li> <li>are able to provide other evidence, such as a medical certificate or letter from a general practitioner, that they have a medical condition or disability that prevents them from using a bucket or watering can to water the garden areas.</li> </ol> <p>Residents to whom this concession applies will be permitted to use a hand held hose to water the garden areas (not lawns) for 40 minutes per week in two 20 minute periods as follows:</p> <ul style="list-style-type: none"> <li>For <b>ODD</b> numbered premises between the hours of 4:00 pm and 4:20 pm on Tuesday and Saturday.</li> <li>For <b>EVEN</b> or un-numbered premises between the hours of 4:00 pm and 4.20 pm on Wednesday and Sunday.</li> </ul> <p>This concession is not transferable to another person.</p> <p>Residents seeking to utilise this concession must also follow any administrative requirement set by the service provider for their area.</p> <p>Residents who choose to take advantage of this concession are not permitted to also use a bucket or watering can or another approved watering device for the watering of the garden areas.</p> <p>Where a resident chooses to take advantage of this concession, no other resident at the same premises is then permitted to use a bucket or watering can or another approved watering device for the watering of the garden areas at that premises.</p>

<sup>1</sup> A Retirement Village falls within the definition of Non-Residential Premises.

Category of Water Use	Water Restriction
<b>2.2</b> <b>Residential and Non-Residential Premises</b> Newly established gardens and lawns.	For such premises, water from the reticulated (town) supply system is not permitted to be used for the watering of newly established gardens and lawns except where the watering is by hand held hose and where the watering occurs within the following hours: <ul style="list-style-type: none"><li>a) for 1 hour only on the day of establishment; and</li><li>b) for 1 hour daily (between 4.00 am and 7.00 am or between 4.00 pm and 7.00 pm) for 14 days (including Mondays) after the date of establishment (receipt for installation or purchase required).</li></ul>

### 3. Pools and Water Play

#### Restrictions on Residential and Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>3.1 Residential and Non-Residential Premises</b>                      New swimming pools and spas and renovated swimming pools or spas.</p>	<p>On such premises, water from the reticulated (town) supply system<sup>2</sup> is not permitted to be used:</p> <ul style="list-style-type: none"> <li>a) for the filling or partial filling of a new swimming pool or a new spa (including for a construction purpose); or</li> <li>b) for the filling or partial filling of a renovated swimming pool or spa (including for a construction purpose); or</li> <li>c) for the filling or partial filling of a swimming pool or spa requiring repair,</li> </ul> <p>except where the written approval of the service provider responsible for the relevant local government area has been obtained.</p> <p>Written approval may only be given in circumstances where the service provider is satisfied, after considering the Swimming Pool and Spa Filling Exemption Criteria, that the physical characteristics of the premises prevent filling from a source of water supply other than the reticulated (town) supply system.</p> <p>On such premises, where,</p> <ul style="list-style-type: none"> <li>a) a new swimming pool or a new spa; or</li> <li>b) a renovated swimming pool or spa; or</li> <li>c) a swimming pool or spa requiring repair;</li> </ul> <p>has been filled or partially filled with water, then water from the reticulated (town) supply system is not permitted to be used in any outdoor area of the premises unless within 14 days of the pool or spa being filled or partially filled with water, the owner of the premises provides the service provider responsible for the local government area with:</p> <ul style="list-style-type: none"> <li>i) written proof of purchase of the water used to fill or partially fill the pool or spa from a source of supply other than the reticulated (town) supply system; or</li> <li>ii) a statutory declaration that the pool or spa was filled or partially filled with water from a source of supply other than the reticulated (town) supply system; or</li> <li>iii) in circumstances where under this Restriction 3.1 there was an entitlement to fill or partially fill the swimming pool or spa from the reticulated (town) supply system, a copy of the service provider’s written approval to fill or partially fill the pool or spa from the reticulated (town) supply system.</li> </ul>

<sup>2</sup> The reticulated (town) supply system of the service providers who are subject to these Restrictions.

## Restrictions on Residential Water Use

Category of Water Use	Water Restriction
<p><b>3.2 Residential Premises</b> Existing swimming pools and spas.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the topping up of swimming pools and spas except where the topping up occurs within the following times:</p> <p>For <b>ODD</b> numbered premises: Tuesday, Thursday and Saturday between 4:00 pm and 7:00 pm.</p> <p>For <b>EVEN</b> numbered and unnumbered premises: Wednesday, Friday and Sunday between 4:00 pm and 7:00 pm.</p> <p>AND only if in relation to the premises on which the swimming pool or spa is located, it can be demonstrated that:</p> <ol style="list-style-type: none"> <li>a) the premises has a rainwater tank installed or a downpipe rainwater diverter installed and connected to the relevant swimming pool or spa; and</li> <li>b) all available water is used from the rainwater tank or downpipe rainwater diverter for topping up the swimming pool or spa before any water from the reticulated (town) water supply system is used for that purpose; and</li> <li>c) the premises also complies with three of the following four measures being: <ol style="list-style-type: none"> <li>A. a swimming pool or spa cover is used to cover the swimming pool or spa when the swimming pool or spa is not in use; or</li> <li>B. all showerheads on the premises are water efficient showerheads and all kitchen basin taps and bathroom basin taps on the premises are water efficient taps; or</li> <li>C. all toilets on the premises are water efficient toilets; or</li> <li>D. only water efficient washing machines are used on the premises.</li> </ol> </li> </ol> <p>When topping up a swimming pool or spa in accordance with this Restriction it is not required that the hose be held by hand.</p> <p>Compliance with this Restriction may be demonstrated by:</p> <ol style="list-style-type: none"> <li>i) producing a certificate from a licensed plumber certifying that the premises is fitted with the required number of water efficiency measures; or</li> <li>ii) producing a statutory declaration which declares that the premises is fully compliant with all the terms of this Restriction.</li> </ol> <p>Notwithstanding the above there is nothing in this restriction that affects the right of the resident to provide to an authorised person or a service provider access to inspect the premises to ensure that they are compliant with all the terms of this Restriction.</p>
<p><b>3.3 Residential Premises</b> Water play pools and water toys.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for water play pools and water toys.</p>
<p><b>3.4 Residential Premises</b> Outdoor showers.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the operation of an outdoor shower.</p>

## Restrictions on Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>3.5 Non-Residential Premises</b> Public water play facilities.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used to operate or top up a public water play facility that does not recirculate water.</p> <p>Water from the reticulated (town) supply system is not permitted to be used to top up or fill a public water play facility that recirculates water except where the written approval of the service provider for the relevant local government area has been obtained.</p>
<p><b>3.6 Non-Residential Premises</b> Public swimming pools.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the operation or topping up of a public swimming pool that does not recirculate water.</p> <p>For such premises, water from the reticulated (town) supply system is not permitted to be used to top up or fill a public swimming pool that recirculates water except where the water is used on the premises in accordance with an approved water efficiency management plan.</p> <p>The requirements of this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1. 2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>
<p><b>3.7 Non-Residential Premises</b> Outdoor showers.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for outdoor showers other than safety showers.</p>

Category of Water Use	Water Restriction
<p><b>3.8 Non-Residential Premises</b> Existing swimming pools and spas.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the topping up of swimming pools and spas located on the premises except where it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) a written log in a form published by the Commission is kept to track water use on a weekly basis to detect leaks and identify abnormal water use; and</li> <li>b) if a leak is detected, action is taken forthwith to remedy the leak; and</li> <li>c) the premises has a rainwater tank installed or a downpipe rainwater diverter installed and connected to the relevant swimming pool or spa by 31 March 2008; and</li> <li>d) all available water is used from the rainwater tank or downpipe rainwater diverter for topping up the swimming pool or spa before any water from the reticulated (town) water supply system is used for that purpose; and</li> <li>e) the premises also complies with the following measures by 31 March 2008 being:                             <ul style="list-style-type: none"> <li>A. all showerheads and taps in the common areas and public amenities areas on the premises are water efficient showerheads and water efficient taps; and</li> <li>B. a 'clear view screen' is installed on the backwash outlet line of the swimming pool or spa; and</li> <li>C. a sub-meter is installed by a licensed plumber on the pool or spa make-up supply line.</li> </ul> </li> </ul> <p>Any measure required under paragraphs (c) and (d) or sub-paragraphs B or C of paragraph (e) will not apply where the written approval of the service provider responsible for the relevant local government area has been obtained on the basis that the water service provider is satisfied that the physical characteristics of the premises prevent compliance with the relevant measure.</p> <p>Compliance with this Restriction may be demonstrated by:</p> <ul style="list-style-type: none"> <li>i) producing a certificate from a licensed plumber certifying that the premises has the measures required under items A, B and C of paragraph (e) above; or</li> <li>ii) producing a statutory declaration which declares that the premises is fully compliant with all the terms of this Restriction.</li> </ul> <p>The requirements of this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1. 2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>

## 4. Vehicle Washing

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<p><b>4.1 Residential and Non-Residential Premises</b> Washing of vehicles by a person other than a Mobile Commercial Operator.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used to wash a vehicle (including a boat or a caravan) by a person other than a Mobile Commercial Operator except:</p> <ul style="list-style-type: none"> <li>a) where the water is used from a bucket filled directly from a tap to: <ul style="list-style-type: none"> <li>A. clean only vehicle mirrors, vehicle lights, glass and number plates to maintain safe operation and satisfy number plate visibility requirements; or</li> <li>B. clean such other parts of a vehicle as required to comply with statutory or regulatory obligations; or</li> <li>C. spot clean the body of a vehicle to remove potentially paint damaging marks; or</li> </ul> </li> <li>b) to flush an inboard or outboard motor or vehicle brakes to prevent corrosion and maintain safe operation.</li> </ul>
<p><b>4.2 Residential and Non-Residential Premises</b> Washing of vehicles (other than in a fixed permanent commercial location) by a Mobile Commercial Operator.</p>	<p>For such premises, other than premises to which Restriction 4.5 applies, water from the reticulated (town) supply system is not permitted to be used to wash a vehicle (including a boat or a caravan) except where the washing is undertaken by a Mobile Commercial Operator in accordance with the Vehicle Washing Guidelines.</p>
<p><b>4.3 Residential and Non-Residential Premises</b> Washing of rental and chauffeured vehicles.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for washing vehicles (including boats and caravans) except where the washing is:</p> <ul style="list-style-type: none"> <li>a) required to flush inboard and outboard motors or vehicle brakes to prevent corrosion and maintain safe operation; or</li> <li>b) required to spot clean the body of a vehicle to remove potentially paint damaging marks; or</li> <li>c) required to prepare the vehicle for its designated use where: <ul style="list-style-type: none"> <li>A. the vehicle is washed by or on behalf of the owner or operator using water from a bucket filled directly from a tap; or</li> <li>B. the vehicle is washed in accordance with the Vehicle Washing Guidelines.</li> </ul> </li> </ul>

## Restrictions on Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>4.4 Non-Residential Premises</b> Vehicle washing in a fixed permanent commercial location (including vehicle service centres, permanent bay car wash/self serve car wash and automatic car washing machines).</p>	<p>On such premises water from the reticulated (town) supply system is not permitted to be used for the washing of vehicles in fixed permanent commercial locations except where:</p> <ul style="list-style-type: none"> <li>a) the vehicle washing is conducted in accordance with the Vehicle Washing Best Practice Guidelines; and</li> <li>b) a service provider approved sign is displayed on the premises; and</li> <li>c) by 31 March 2008 a sub-meter is installed by a licensed plumber on the make-up supply line to a washing facility that consumes a significant proportion* of the total volume of water used on the premises; and</li> <li>d) meter readings are taken at least weekly and written records are kept of those meter readings, the number of cars washed and the amount of water used on the premises. The written records are to be in a form published by the Commission or approved for use by the service provider responsible for the relevant local government area..</li> </ul> <p>Paragraph (c) will not apply where:</p> <ul style="list-style-type: none"> <li>i) the written approval of the service provider responsible for the relevant local government area has been obtained on the basis that the water service provider is satisfied that the physical characteristics of the premises prevent the installation of a sub meter; or</li> <li>ii) the vehicle washing takes place at a fixed permanent commercial location that is a car wash used solely for washing vehicles.</li> </ul> <p>* Note: the volume of water that constitutes a 'significant proportion of the total volume of water used on the premises' is as specified in the WEMP Guidelines.</p> <p>The requirements in this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>
<p><b>4.5 Non-Residential Premises</b> Motor vehicle dealerships.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for washing vehicles (including boats and caravans) except where the washing is:</p> <ul style="list-style-type: none"> <li>i) required to flush inboard and outboard motors or vehicle brakes to prevent corrosion and maintain safe operation; or</li> <li>ii) required to spot clean the body of a vehicle to remove potentially paint damaging marks; or</li> <li>iii) required for the purpose of the dealer preparing a vehicle for immediate delivery to a purchaser where: <ul style="list-style-type: none"> <li>A. the vehicle is washed using water from a bucket filled directly from a tap; or</li> <li>B. the vehicle is washed in accordance with the Vehicle Washing Best Practice Guidelines.</li> </ul> </li> </ul>

## 5. General Cleaning

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<b>5.1 Residential and Non-Residential Premises</b> General outdoor cleaning of materials and equipment.	For such premises, water from the reticulated (town) supply system is not permitted to be used for general outdoor cleaning except to prevent or otherwise address a material health or safety risk using either a bucket filled directly from a tap or a high pressure water cleaning unit or a hand held hose.

## 6. Building Washing

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<b>6.1 Residential and Non-Residential Premises</b> Washing or other application of water to the external surfaces of a building or paved surfaces.	For such premises, water from the reticulated (town) supply system is not permitted to be used to wash or otherwise apply water to external surfaces of a building or to paved surfaces except for the purposes of: <ul style="list-style-type: none"> <li>a) pre-painting preparation activities; or</li> <li>b) pre-sale preparation activities on one occasion in a twelve month period; or</li> <li>c) complying with the provisions of a tenancy agreement or lease which require the external surface of a building to be cleaned at the expiry or termination of the tenancy or lease; or</li> <li>d) cleaning the external windows and glass areas of a building; or</li> <li>e) maintaining, on one occasion in a twelve month period, the external surfaces of a building (other than a roof area); or</li> <li>f) maintaining, on one occasion in a thirty-six month period, the external roof area of a building; or</li> <li>g) washing part of the external roof area of a building as part of the process of repainting or repairing the roof of the building;</li> </ul> using a bucket filled directly from a tap or a high pressure water cleaning unit. A Mobile Commercial Operator is not to wash or otherwise apply water from the reticulated (town) supply system to the external surfaces of a building or paved surfaces except: <ul style="list-style-type: none"> <li>i) for the purposes and on the occasions set out in paragraphs (a) - (g) of this Restriction; and</li> <li>ii) in accordance with the External Building Washing (Mobile Operator) Best Practice Guidelines.</li> </ul>

## 7. Animal and Pet Care

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<b>7.1 Residential and Non-Residential Premises</b> Animal husbandry.	For such premises, water from the reticulated (town) supply system is not permitted to be used for animal husbandry purposes except where it can be demonstrated: <ul style="list-style-type: none"> <li>a) that:                             <ul style="list-style-type: none"> <li>A. if a rainwater storage facility is not installed on the premises such a facility will be installed on the premises by 31 December 2007; and</li> <li>B. all available water from a rainwater storage facility installed on the premises will be used for animal husbandry purposes before any water from the reticulated (town) water supply system is used for those purposes; and</li> </ul> </li> <li>b) the water is used for animal welfare and survival purposes including for:                             <ul style="list-style-type: none"> <li>A. the provision of drinking water; or</li> <li>B. washing the animals, provided that if a hose is used for this purpose, only a hand held hose is used; or</li> <li>C. cleaning of animal pens and enclosures with a high pressure water cleaning unit.</li> </ul> </li> </ul>
<b>7.2 Residential and Non-Residential Premises</b> Care of pets.	For such premises, water from the reticulated (town) supply system is not permitted to be used for pet care purposes except where the water is used for pet welfare and survival purposes including activities such as: <ul style="list-style-type: none"> <li>a) the provision of drinking water; or</li> <li>b) washing a pet, provided that if a hose is used for this purpose, only a hand held hose is used; or</li> <li>c) cleaning pet pens and enclosures with a high pressure water cleaning unit.</li> </ul> Where a commercial operator or a Mobile Commercial Operator is engaged to wash a pet or clean pet pens and enclosures, water from the reticulated (town) supply system is not permitted to be used except in accordance with the Pet Washing Best Practice Guidelines.

## 8. Building, Construction and Development

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<b>8.1 Residential and Non-Residential Premises</b> Building construction.	For such premises, water from the reticulated (town) supply system is not permitted to be used for building construction purposes except using a bucket filled directly from a tap or a high pressure water cleaning unit or a hand held hose and the construction site is attended at all times when water is being used on the site.

Category of Water Use	Water Restriction
<b>8.2 Residential and Non-Residential Premises</b> Installation and maintenance of irrigation systems.	For such premises, water from the reticulated (town) supply system is not permitted to be used in installation and maintenance of irrigation systems except where the irrigation system is being tested at the time of installation by a qualified installer for the minimum period required to test the irrigation system. <sup>3</sup>

### Restrictions on Non-Residential water use

Category of Water Use	Water Restriction
<b>8.3 Non-Residential Premises</b> Land development, subdivisional activities, State and Local Government roads and associated roadwork activities.	For such premises, water from the reticulated (town) supply system is not permitted to be used for activities associated with land development and subdivisional activities (including dust suppression, earthworks, road and service construction, landscaping, slope stabilisation or erosion control) and State or Local Government roads and associated roadwork activity except where the written approval of the service provider responsible for the relevant local government area has been obtained.  The written approval of the service provider may be in the form of a relevant public notice that has been issued by the service provider responsible for the local government area.

## 9. Active Playing Surfaces (Sport, Recreation and Child Care)

### Restrictions on Non-Residential water use

Category of Water Use	Water Restriction
<b>9.1 Non-Residential Premises</b> Active playing surfaces.	On such premises, water from the reticulated (town) supply system is not permitted to be used for the watering of active playing surfaces except where the watering is in accordance with the Active Playing Surface Guidelines and for all such premises (other than registered child care centres) the customer must: <ol style="list-style-type: none"> <li>A. register the active playing surface with the relevant provider under that service provider's registration system;</li> <li>B. have a water meter installed;</li> <li>C. operate the installed water meter in accordance with the Active Playing Surface Guidelines.</li> <li>D. display a service provider approved sign on the premises; and;</li> <li>E. otherwise comply with any other reasonable directions of the service provider.</li> </ol> The requirements in this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.

<sup>3</sup>Water for maintenance testing of an irrigation system must no longer be sourced from the reticulated (town) supply system.

## 10. Commercial Produce and Production

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<p><b>10.1 Residential and Non-Residential Premises</b>                      Nurseries, turf farms and market gardens.</p>	<p>On such premises water from the reticulated (town) supply system is not permitted to be used for watering commercial stock and production areas except where:</p> <ul style="list-style-type: none"> <li>a) the watering is conducted in accordance with a water efficiency management plan that has been submitted to the service provider responsible for the relevant local government area for approval but has not yet been approved and where a sign notifying submission of the water efficiency management plan is displayed on the premises; or</li> <li>b) the watering is conducted in accordance with an approved water efficiency management plan and where a service provider approved sign is displayed on the premises.</li> </ul> <p>The requirements in this Restriction apply to Non-Residential Premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>

## 11. Building Water Use Efficiencies

### Restrictions on Non-Residential water use

Category of Water Use	Water Restriction
<p><b>11.1</b> <b>Non-Residential Premises</b> Kitchen / bathroom / laundry and ablution.</p>	<p>On such premises with:</p> <ul style="list-style-type: none"> <li>a) an actual annual metered water consumption of 1 ML or greater for the period 1 July 2005 to 30 June 2006; or</li> <li>b) an actual annual metered water consumption of 1 ML or greater based on the most recent four quarterly rating periods or, the last 12 month rating period (as applicable); or</li> <li>c) the estimated annual consumption for the premises based on an extrapolation of the water consumption as set out in the available quarterly rating periods that is 1 ML or greater;</li> </ul> <p>the water from the reticulated (town) supply system is not permitted to be used for bathroom, laundry, ablution or kitchen fittings except where:</p> <ul style="list-style-type: none"> <li>i) in relation to the premises the customer demonstrates to the service provider by 31 March 2008 that the internal water fittings on the premises comply with the following water efficiency standards being: <ul style="list-style-type: none"> <li>A. all the taps are water efficient taps; and</li> <li>B. all the showerheads are water efficient showerheads; and</li> <li>C. all the trigger sprays are water efficient trigger sprays; or</li> </ul> </li> <li>ii) a Part 1A water efficiency management plan has been submitted to the service provider responsible for the relevant local government area by 31 March 2007 and the service provider has, after considering the Evaluation Criteria, then granted written approval for the premises to comply with a measure in this Restriction by a specific date that is after 30 June 2007; or</li> <li>iii) the water is used on the premises in accordance with an approved water efficiency management plan; and</li> <li>iv) for premises to which subparagraph (iii) applies, the customer provides a written report to the service provider within 5 business days of the end of each three month period with the first three month period ending 31 March 2008. The report is to be provided in the form and containing the information that is provided for in the WEMP Guidelines.</li> </ul> <p>The water efficiency flow rates for taps, showerheads and trigger sprays under this Restriction may be achieved by pressure control on systems or through the use of individual fitting controls.</p> <p>The requirements in this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p> <p>This Restriction does not prevent the maintenance of a minimal number of non water efficient fittings to allow the continued use of specialist equipment that needs higher flows or pressures to enable the delivery of appropriate operational, commercial or safety outcomes.</p> <p style="text-align: right;">(continued...)</p>

Category of Water Use	Water Restriction
<p><b>11.1</b> <b>Non-Residential Premises</b> Kitchen / bathroom / laundry and ablution. (...continued)</p>	<p>Compliance with paragraph (i) of this Restriction is demonstrated by providing to the service provider:</p> <ol style="list-style-type: none"> <li>1) a certificate from a licensed plumber certifying that the premises is fitted with the required number of water efficient taps, showerheads and trigger sprays; or</li> <li>2) a statutory declaration which declares that the premises is fully compliant with all the terms of this Restriction and provides information on the number of water efficient devices fitted under paragraph (i) of this Restriction.</li> </ol>
<p><b>11.2</b> <b>Non-Residential Premises</b> Urinal systems.</p>	<p>On such premises, water from the reticulated (town) supply system is not permitted to be used for urinals except where:</p> <ol style="list-style-type: none"> <li>a) in relation to the premises the customer demonstrates to the service provider by 31 March 2008 that the urinal systems are water efficient urinal systems; or</li> <li>b) a Part 1B water efficiency management plan was submitted to the service provider responsible for the relevant local government area by 31 July 2007 and the service provider has, after considering the Evaluation Criteria, then granted written approval for the premises to comply with a measure in this Restriction by a specific date that is after 30 September 2007.</li> </ol> <p>Compliance with paragraph (a) of this Restriction is demonstrated by providing to the service provider:</p> <ol style="list-style-type: none"> <li>i) a certificate from a licensed plumber certifying that the premises is fitted with water efficient urinal systems; or</li> <li>ii) a statutory declaration which declares that the premises is fully compliant with all the terms of this Restriction and provides information on the number of water efficient urinals fitted under paragraph (a) of this Restriction.</li> </ol> <p>The requirements in this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>

Category of Water Use	Water Restriction
<p><b>11.3 Non-Residential Premises</b> Cooling towers.</p>	<p>On such premises, water from the reticulated (town) supply system is not permitted to be used within cooling towers except where:</p> <ul style="list-style-type: none"> <li>a) the water is used on the premises in accordance with a water efficiency management plan that has, prior to the commencement of this Restriction, been submitted to the service provider responsible for the relevant local government area for approval but has not yet been approved; or</li> <li>b) the service provider has after considering the Evaluation Criteria granted written approval to the entity operating the premises to submit a water efficiency management plan after the commencement of this Restriction; or</li> <li>c) the water is used on the premises in accordance with an approved water efficiency management plan; and</li> <li>d) for premises where a water efficiency management plan has been submitted or an approved water efficiency management plan applies and paragraph (e) applies, the customer provides (in addition to its annual report) a written report to the service provider within 5 business days of the end of each three month period in the form and containing the information that is provided for in the WEMP Guidelines; and</li> <li>e) in every case, where the operation of a cooling tower consumes a significant proportion* of the total volume of water used on the premises then: <ul style="list-style-type: none"> <li>A. by 31 March 2008 (or such later date as is approved in writing by the service provider), a sub-meter is to be installed by a licensed plumber on the supply line to, and the bleed valve from, each independent cooling tower or group of cooling towers with shared supply and cooling water; and</li> <li>B. for each sub-meter, a written record is to be kept in accordance with the requirements of the WEMP Guidelines.</li> </ul> </li> </ul> <p>*Note: the volume of water that constitutes a 'significant proportion of the total volume of water used on the premises' is as specified in the WEMP Guidelines.</p> <p>The requirements in this Restriction apply to premises that are within Restrictions 1.2 and 1.3. Compliance with Restrictions 1.2 and 1.3 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>

## 12. Parks and Reserves

### Restrictions on Non-Residential water use

Category of Water Use	Water Restriction
<p><b>12.1 Non-Residential Premises</b> Road reserves, Local, State and Commonwealth government reserves and Council parks.</p>	<p>For such premises, water from the reticulated (town) supply system is not permitted to be used for the watering of road reserves, Local, State and Commonwealth government reserves and Council parks unless the activity is allowed under Restriction 8.3.</p>

## 13. Water Features and Water Storage

### Restrictions on Residential and Non-Residential water use

Category of Water Use	Water Restriction
<b>13.1</b> <b>Residential and Non-Residential Premises</b> Fountains and ponds.	For such premises, water from the reticulated (town) supply system is not permitted to be used for the filling or the topping up of fountains or ponds.
<b>13.2</b> <b>Residential and Non-Residential Premises</b> Fish ponds, frog ponds or outdoor aquariums.	For such premises, water from the reticulated (town) supply system is not permitted to be used for the filling or the topping up of fish ponds, frog ponds or outdoor aquariums except where the water is used from a bucket filled directly from a tap.
<b>13.3</b> <b>Residential and Non-Residential Premises</b> Lakes, dams and other water storage facilities.	For such premises, water from the reticulated (town) supply system is not permitted to be used for the topping up or the filling of lakes, dams and other water storage facilities.  This Restriction does not apply to potable water from the reticulated (town) supply system that is used for washing or cleaning purposes which is then collected in detention ponds.
<b>13.4</b> <b>Residential and Non-Residential Premises</b> Rainwater tanks and rainwater storage facilities.	For such premises, water from the reticulated (town) supply system is not permitted to be used: <ul style="list-style-type: none"> <li>a) whether directly by use of a hose or other device connected to the reticulated (town) supply system; or</li> <li>b) indirectly from a water tanker or other container containing water sourced from the reticulated (town) supply system,</li> </ul> for the filling, partial filling or topping up of a rainwater tank or rainwater storage facility on the premises except where: <ul style="list-style-type: none"> <li>i) topping up of the rainwater tank occurs using a trickle top-up system installed by a licensed plumber for the purposes of supplying water to toilet cisterns, washing machine cold water taps or other fixtures specified in a local planning instrument; or</li> <li>ii) the premises is not connected to the reticulated (town) supply system and consequently depends upon the rainwater tank or rainwater storage facility as the primary source of water supply for the premises.</li> </ul>

## 14. Traveller Accommodation

### Restrictions on Non-Residential Water Use

Category of Water Use	Water Restriction
<p><b>14.1 Non-Residential Premises</b> Premises used to provide traveller accommodation.</p>	<p>For such premises, an accommodation provider is not permitted to use water from the reticulated (town) supply system for the purpose of providing traveller accommodation on the premises except where the accommodation provider clearly displays information about water conservation measures which is available from the Queensland Water Commission Website.</p> <p>The information must be displayed by the 21 December 2007 in:</p> <ul style="list-style-type: none"><li>a) every bathroom within an accommodation unit on the premises; and</li><li>b) every shared bathing facility or ablution block on the premises.</li></ul> <p>The requirements in this Restriction apply to premises that are also subject to the requirements of Restriction 11.1 and 11.2. Compliance with Restriction 11.1 and 11.2 does not in any way reduce the obligation to fully comply with the requirements of this Restriction.</p>

## SCHEDULE 2

Unless a contrary intention appears, definitions used in the Act apply to the interpretation of this Commission Water Restriction:

**Act** means the *Water Act 2000* as in force from time to time.

**accommodation provider** means a person who operates a business that provides traveller accommodation.

**accommodation unit** means a room or other unit of accommodation over which a guest is given possession and use by an accommodation provider.

**active playing surface** means:

- a) a turf cricket wicket and practising wickets;
- b) a grass running or race track;
- c) a bicycle race course;
- d) a green (that is, croquet, bowling or golf);
- e) a golf tee off area;
- f) a tennis court;
- g) a synthetic hockey pitch or synthetic bowling green;
- h) any other principal part of a sportsground used during a sport game or competition, but does not include the surrounding grassed surface of a sporting oval or a golf fairway; or
- i) designated soft fall and grassed play areas in registered child care centres.

**Active Playing Surface Guidelines** means the best practice guidelines for active playing surfaces of sportsgrounds, published from time to time by the Commission.

**animal husbandry** means the keeping of animals, birds or poultry (whether domesticated or livestock) for raising or breeding on premises including Council pounds that have more than five pens, kennels or other enclosures or more than two stalls or where the occupier of the premises derives annual gross revenue of \$5,000 or greater from the activity.

**approved watering device** means the following devices filled directly from a tap or approved watering device during the times specified in Restrictions 2.1 and 2.3 for the particular premises:

- a) a bucket or watering can; or
- b) a drip watering device gravity-fed from a container with a capacity of 2 litres or less.

**approved water efficiency management plan** means a water efficiency management plan approved under chapter 2A, part 5, division 3 of the *Water Act 2000*.

**bucket** means a bucket and other similar vessels with a volume capacity of 20 litres or less.

**building construction** means all forms of building construction including the construction of driveways and pathways, concrete, masonry and general building activities which is undertaken on a commercial or non commercial basis and includes painting and the preparation for painting/re-surfacing but does not include garden watering.

**caravan park** means caravan, mobile, non mobile home sites and individual caravans, mobile and non mobile homes and all common areas and communal facilities located within the premises other than:

- a) a manufactured home placed on a site within the premises pursuant to a site agreement within the meaning of the *Manufactured Homes (Residential Parks) Act 2003* that is connected to separate water metering facilities; or
- b) a caravan that is not owned by the caravan park owner/operator and is placed on a site within the premises that is connected to separate water metering facilities.

**care of pets** means the care of animals kept as pets (other than animal husbandry).

**chauffeured vehicle** means a vehicle hired with a driver for a special purpose including a wedding car, limousine or other luxury vehicle.

**Commission** means the Queensland Water Commission as established and constituted from time to time under the Act.

**cooling tower** means an open recirculating cooling water system used to extract heat from processes or equipment on premises. Examples include air conditioning chillers, industrial processes and related equipment. However, a cooling tower does not include cooling equipment that directly cools supply air by evaporation (commonly referred to as 'swamp' or evaporative coolers) for the purpose of space conditioning.

**Council** means a local government established under the *Local Government Act 1993*.

**customer** includes a new customer of a service provider from time to time.

**downpipe rainwater diverter** means a device designed to divert rainwater as required from a downpipe fitted to a gutter to an outlet capable of attaching to a hose or stormwater pipe.

**Evaluation Criteria** means in the context of setting an alternate submission date for a WEMP, or the review of an implementation date for a measure contained in a Restriction set out in this Commission Water Restriction (where the service provider has a discretion to vary such a date), the following criteria being:

- a) The extent of the immediate financial impact of compliance with this Commission Water Restriction on the entity owning or operating a particular affected premises;
- b) The ability of such an entity to access information or the external resources that are reasonably necessary or required to undertake the action or measure;
- c) The past actions of the entity in respect of the particular premises in achieving water efficiencies prior to the commencement of this Commission Water Restriction;
- d) The actions that have been taken by the entity in respect of the particular premises to comply with this Commission Water Restriction; and
- e) Whether the alternate dates proposed by the entity to undertake the action or measure are reasonable in all the circumstances.

**External Building Washing (Mobile Operator) Best Practice Guidelines** means the best practice guidelines for washing external surfaces of a building or paved surfaces by a Mobile Commercial Operator, published from time to time by the Commission.

**external surfaces of a building** means:

- a) the external walls of a building;
- b) the external roof areas of a building;
- c) the external windows and glass areas of a building; and
- d) any external patio, courtyard, veranda, deck or similar external areas of a building (whether or not such areas are covered by a roof).

**fountain** means any indoor or outdoor ornamental fountain/water feature.

**garden** means any ground used for the cultivation of, or in which there are situated trees, shrubs, flowers, plants, vegetables, or vegetation of any kind including plants in pots or tubs and excluding lawn.

**guest** means a person for whom accommodation is provided by an accommodation provider.

**hand held hose** means a hose fitted with a trigger nozzle or twist action nozzle that is held by hand when it is used, including a high pressure water cleaning unit.

**heritage garden** means a garden that is heritage listed or nominated by a Council or other relevant body.

**high pressure water cleaning unit** means a machine that operates a pump to increase the pressure of the water delivered from a trigger nozzle forming part of the machine.

**Implementation Date** means:

- a) for a water efficiency management plan that prior to the commencement of this Restriction was submitted to the service provider responsible for the relevant local government area for approval as required - the date provided in the water efficiency management plan for the implementation of a measure required under the plan;
- b) for a water efficiency management plan that prior to the commencement of this Restriction was required to be submitted to the service provider responsible for the relevant local government area for approval but was not submitted as required - 30 October 2008 (unless an alternative date is approved in writing by the water service provider); and
- c) for a water efficiency management plan that is required to be submitted to the service provider responsible for the relevant local government area at any future time after the commencement of this Restriction - a date that is 12 months after the receipt of a notice from the service provider that the water efficiency management plan is required to be prepared.

**lawn** means an expanse of grass-covered land that is usually associated with a garden, but does not include active playing surfaces.

**licensed plumber** means a plumber appropriately licensed under the *Plumbing and Drainage Act 2002*.

**Local Government road** means a road over which local government has control under the *Local Government Act 1993*.

**Local, State and Commonwealth government reserves** means land under government custodianship reserved for public benefit purposes.

**manufactured home** means a structure, other than a caravan or tent that has the character of a dwelling house that is designed to be able to be moved from one position to another and is not permanently attached to land within the meaning of the *Manufactured Homes (Residential Parks) Act 2003*.

**market garden** means an area used for the production of vegetables, flowers, fruit or other produce on a basis reasonably considered to be on a commercial scale where the annual gross revenue derived from the operation is greater than \$5,000 or where the area under cultivation is greater than 400 square metres.

**ML Megalitre** means million (1,000,000) litres of water drawn from reticulated (town) supply system. This equates to 1,000 kilolitres (kL).

**Mobile Commercial Operator** means a person or entity conducting a business which is primarily focused on delivering the relevant service contemplated in the particular Restriction and where:

- a) the service is delivered for a fee or reward on a commercial basis;
- b) the business has an Australian Business Number; and

the business is registered, the operator is trained and the business otherwise operates in accordance with relevant guidelines. as may be published from time to time by or on behalf of the Commission,

**Non-Residential Premises** means premises that are not residential premises including business premises, industrial premises, factory premises, commercial office premises, Commonwealth, State and Local government premises, hotels, private training centres, nursing homes, hostels, public and private hospitals, caravan parks, Retirement Villages, churches and convents, halls and show grounds, neighbourhood centres, shopping centres, sporting clubs, medical and dental clinics, transport depots, nurseries, market gardens, turf farms, farms, education facilities (including universities, State and private schools), conference centres, childcare centres, kindergartens, parks and gardens of significance (as determined by a Council), heritage gardens and sportsgrounds, public beaches and the common property of a community title scheme under the *Body Corporate and Community Management Act 1997* or under the *Building Units and Group Titles Act 1980*.

**nursery** means an area used for the production or sale of plants on a basis reasonably considered to be on a commercial scale where the annual gross revenue derived from the operation is greater than \$5,000 or where the area under cultivation is greater than 100 square metres.

**outdoor shower** means any shower that is not affixed in an internal area within a building on a Residential Premises or Non-Residential Premises.

**parks and gardens of significance** means a park or a garden which is identified as significant by a Council.

**paved surfaces** means areas such as streets, paths, driveways, patios, courtyards, verandas, decks or similar areas with surface areas of bitumen, concrete, rock, timber, masonry, metal or other hard material.

**Pet Washing Best Practice Guidelines** means the best practice guidelines for washing pets by a Mobile Commercial Operator, published from time to time by the Commission.

**pond** means an artificially formed small body of water used for ornamental purposes but does not include a swimming pool, fish pond, frog pond or outdoor aquarium.

**pre-painting preparation activities** means the cleaning of the external surfaces of a Residential Premises or Non-Residential Premises or paved surfaces no more than 20 days prior to painting.

**pre-sale preparation activities** means the cleaning of the external surfaces of a Residential Premises or Non-Residential Premises or paved surfaces for the intended sale of the premises for example if a contract for listing the premises has been signed by the owner.

**public swimming pool** means a swimming pool which is managed by a Council, tertiary education institution or other commercial operator but does not include a swimming pool located on non-residential premises such as a school, hotel or motel.

**rainwater storage facility** means either a dam or rainwater tank or a combination of both with a combined minimum capacity of 10,000 litres.

**rainwater tank** means a covered tank with a minimum capacity of 1000 litres designed and installed specifically for the purpose of collecting rainwater from a building and any stand or other structure that supports the tank.

**recirculate** means pool water is cycled through a filtration system.

**renovated swimming pool or spa** means a swimming pool or spa that has been emptied to at least 75% of its normal capacity for the purposes of undertaking repairs to the pool or spa.

**resident** means a person who primarily resides at the premises.

**Residential Premises** means a house (single dwelling), townhouse, unit, block of flats, boarding house or any other form of permanent residential accommodation but does not include nursing homes, caravan parks, hostels or Retirement Villages.

**reticulated (town) supply system** means a system of water distribution infrastructure operated by a service provider delivering potable (drinking quality) water to premises in the local government area of the service provider, directly to the premises through the distribution system or indirectly to the premises in a water tanker or other container containing water that has been sourced from the reticulated supply system; the system also includes a rainwater tank which contains any water sourced from the reticulated water supply system including rainwater tanks employing a trickle top-up system. However, the system does not include a rainwater tank that is connected to a house via an automatic switching valve for the purpose of maintaining supply to internal toilet cisterns, washing machine cold water taps or other fixtures specified in a local planning instrument where stored rainwater is sourced directly from an outlet from a tank or upstream from the automatic switching valve.

**Retirement Village** means premises that are subject to a retirement village scheme under the *Retirement Villages Act 1999* other than a lot included in a community titles scheme within the meaning of the *Body Corporate and Community Management Act 1997* or the *Building Units and Group Titles Act 1980*.

**safety shower** means a shower in Non-Residential Premises designed and installed specifically for emergency wash down purposes (for example, burns or chemical spills).

**service provider** means any of the following entities:

- Beaudesert Shire Council;
- Brisbane City Council;
- Caboolture Shire Council;
- Council of the Shire of Esk;
- Gatton Shire Council;
- Gold Coast City Council;
- Ipswich City Council;
- Kilcoy Shire Council;
- Laidley Shire Council;
- Logan City Council;
- Pine Rivers Shire Council; and
- Redcliffe City Council.

**service provider approved sign** means a sign that complies with the standard signage issued by the relevant service provider and displays the appropriate permit or approval number if a permit or approval number has been issued as part of the approval process put in place by the service provider.

**spa** means a small pool or facility through which aerated water is pumped and which is primarily used for recreation. The term includes a mobile or portable spa but excludes a spa that is installed in a bathroom.

**sportsground** means any land used or adapted for use for the purpose of any sport, game, contest or any other form of recreation by any public authority, business, company, trust, club, school, institution, or like organisation.

**State Government Road** means a state controlled road within the meaning of the *Transport Infrastructure Act 1994*.

**swimming pool** means a pool that is permanently attached to a filter system.

**Swimming Pool and Spa Filling Exemption Criteria** means the criteria that are to be applied when determining whether written approval may be given under Restriction 3.1 for the use of water from the reticulated (town) supply system to be used for the filling of swimming pools or spas. The criteria include whether the water is needed because of:

- a) a physical inability to connect a hose or pipe from a truck or alternative water source to the swimming pool or spa to be filled; or
- b) a requirement to fill the swimming pool or spa to a level that is necessary to avoid the risk of structural damage in the course of construction where the filling cannot be delayed until an alternate source is obtained provided that only the minimum amount of water needed to avoid the risk is used.

**swimming pool or spa cover** means:

- a) if purchased prior to 4 December 2006, a cover which floats or is attached to the sides of the pool, is designed specifically for the purpose of reducing evaporation from a pool or spa and which is not more than 30 cm above the water surface; or
- b) if purchased from 4 December 2006 a cover that has at least a 400 micron thickness (400 thousandths of a millimetre) and which is approved as a pool cover under the *Smart Approved WaterMark Scheme*.

**trigger nozzle or twist action nozzle** means a nozzle, controlled by a trigger, button, twist action or similar mechanism which must be controlled by hand for the water to flow.

**traveller accommodation** means accommodation provided for use by members of the travelling public as part of a commercial transaction. Without limit, examples of traveller accommodation include hotels, motels, bed and breakfasts, resorts, hostels, backpackers, caravan parks, farm stays, serviced apartments, boarding houses, guest houses and short stay dwellings.

**turf farm** means an area of 1,000 square metres or greater used for the production of turf that would reasonably be considered to be on a commercial scale.

**unattended watering device** means any watering device which is not attended by a person, including, but not restricted to sprinklers, in ground and above ground irrigation systems and soaker hoses; and does not include an approved watering device.

**vehicle** means a conveyance that is designed to be propelled or drawn by any means and includes a motor vehicle, motorbike, trailer, caravan, boat or aircraft whether registered for use on roads or not.

**Vehicle Washing Guidelines** means the best practice guidelines for washing of vehicles, published from time to time by the Commission.

**water efficient showerhead** means a showerhead that has a 3 star rating or better under the Australian Water Efficiency Labelling and Standards Scheme or a showerhead that has a maximum flow rate of 9 litres per minute.

**water efficient tap** means a tap that has a 3 star rating or better under the Australian Water Efficiency Labelling and Standards Scheme or a tap that has a maximum flow rate of 9 litres per minute.

**water efficient toilet** means for new dwellings a toilet that has a 3 Star rating (6/3 L) or better under the Australian Water Efficiency Labelling and Standards Scheme or, for an existing dwelling it means a toilet that has a 1 Star rating (9/4.5 L) or better under the Australian Water Efficiency Labelling and Standards Scheme.

**water efficient trigger spray** means a trigger spray that has a 3 star rating or better under the Australian Water Efficiency Labelling and Standards Scheme or a trigger spray that has a maximum flow rate of 7.7 litres per minute.

**water efficient urinal systems** means:

- a) a combination of a urinal and a urinal control flushing mechanism that is:
  - A) rated four star or better under the Australian Water Efficiency Labelling and Standards Scheme;  
or
  - B) flushing of no more than 1.5 litres per stall or 600 mm width of continuous wall initiated automatically or triggered by user presence or urinal usage with the ability to delay flush initiation by time or triggers; or
  - C) flushing of no more than 1.5 litres per stall or 600 mm width of continuous wall which is activated by cord, chain, button or other control; or
- b) a urinal system that is operated with a maximum daily water use of 10 litres per stall or 600 mm of continuous wall.

**water efficient washing machine** means a washing machine that :

- a) if purchased prior to 4 December 2006,
  - A) is a front loading washing machine; or
  - B) has water consumption corresponding to a 4 Star or better as described in AS6400: 2005, Annex E, Table E1, Clothes washing machines water consumption by star rating; or
- b) if purchased after 4 December 2006, is a washing machine that has a 4 Star rating or better under the Australian Water Efficiency Labelling and Standards Scheme.

**watering can** means a watering can or other similar vessel with a volume capacity of 20 litres or less.

**water play facilities** means facilities (whether or not permanently attached to a filter system) in non-commercial or public places where water sprays, pools and other water features are used predominantly for recreation and children's play activities.

**water play pool** means a play pool that is not a swimming pool.

**water toy** means any toy that is operated by running water supplied by a hose.

**Water Use Assessment Form** means a report that is to be completed and submitted by the occupier of premises which, sets out details of water usage in a form that may be specified by the relevant water service provider and which may include information regarding the following:

- a) average number of occupants using water on the premises in the period specified by the water service provider;
- b) number of taps and fittings within the premises and whether these are water efficient taps, water efficient showerheads and water efficient toilets;
- c) number of water using appliances used on the premises and whether these appliances are water efficient;
- d) details of any swimming pool or spa on the premises;
- e) details of any animal husbandry activities undertaken on the premises;
- f) size and usage on any rainwater tank(s) installed on the premises; and
- g) details of the use of water for other regularly undertaken activities including the watering of gardens and pot plants.

**water efficiency management plan** means a plan:

- a) prepared in accordance with WEMP Guidelines published from time to time by the Commission;
- b) which has been submitted to the relevant service provider for approval in accordance with the requirements of the Water Act;
- c) is capable of third party certification;
- d) contains details of how either a water consumption reduction of 25% (compared to the most recent billing period prior to 1 November 2006) or best practice water consumption efficiency (whichever is the lesser) is being achieved, or will be achieved by 30 October 2008 or other applicable Implementation Date for the types of water uses on the premises (unless an alternative timeframe is approved by a service provider);
- e) contains an outline of the quantity of water savings that will be achieved and the program timelines for achieving these water savings.

**WEMP Guidelines** means Guidelines issued from time to time by the Commission and which deal with issues relating to a water efficiency management plan including:

- a) approval processes for a water efficiency management plan;
- b) the review and monitoring of a water efficiency management plan;
- c) the level of commitment by an organisation to comply with a water efficiency management plan;
- d) the making of amendments to a water efficiency management plan; and
- e) the timeframes for implementation of a water efficiency management plan.