

State Concessions Act 2004

Concession (Water Corporations) Order 2023

I, Lizzie Blandthorn, Minister for Disability, Ageing and Carers and Minister for Child Protection and Family Services, make the following Order:

Dated 19/04/2023



Hon Lizzie Blandthorn MP
Minister for Disability, Ageing and Carers
Minister for Child Protection and Family Services

PART 1 — INTRODUCTORY

1. Objective

The objective of this Order is to determine concessions available in relation to water and sewerage charges.

2. Authorising provision

This Order is made under section 5 of the *State Concessions Act 2004*.

3. Commencement

This Order takes effect on 1 July 2023.

4. Revocation of existing order

The *Concessions (Water Corporations) Order 2013* is revoked.

5. Definitions

In this Order—

annual cap means \$354.10, increased by 2.5% (rounded to the nearest ten cents) on 1 July every year commencing 1 July 2024;

Authority means a water corporation within the meaning of the Water Act that has a water district or a sewerage district within the meaning of the Water Act;

eligible person has the same meaning as in the Act;

home-based life support machine means an intermittent peritoneal dialysis machine, haemodialysis machine, oxygen concentrator or any other home-based machine notified in writing to the Authority by the supervising officer;

recycled water charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable usage charge payable for the provision of a reticulated recycled water service to an eligible person's principal place of residence for fit-for-purpose personal, household or domestic use;

sewerage charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable disposal charge payable for the provision of a reticulated sewerage service to an eligible person's principal place of residence for personal, household or domestic use;

supervising officer means the officer of the Department of Families, Fairness and Housing nominated in writing by the Minister as the officer responsible for the day to day management of concessions under this Order;

the Act means the **State Concessions Act 2004**;

variable water usage charge means that part of the water charge that is based on the volume of water used;

Water Act means the Water Act 1989;

water charge means the fee under a tariff (exclusive of GST) imposed under section 259 of the Water Act which may comprise a fixed service charge and a variable usage charge payable for the provision of a reticulated water service to an eligible person's principal place of residence for personal, household or domestic use.

6. Where amount of concession is negative

If a concession as calculated under this Order is a negative amount, the concession is zero.

7. Retrospective claims

An eligible person may receive any of the concessions set out in this Order retrospectively for a period of up to 12 months prior to the date of the application for that concession.

PART 2 — CONCESSIONS

8. Water and sewerage concession

(1) The water and sewerage concession is equal to 50% of the total of:

- (a) the water charges;
- (b) the recycled water charges; and
- (c) the sewerage charges,

levied to an eligible person and is subject to the further limitations provided in sub-clause (2).

- (2) In each financial year, the amount of the water and sewerage concession must not exceed—
 - (a) unless paragraph (b) applies, the annual cap; or
 - (b) in the case of an eligible person whose principal place of residence is not seweraged, 50% of the annual cap.

9. Life support concession

- (1) Subject to subclause (2), an eligible person is entitled to a concession equal to the variable water usage charge payable by an eligible person for up to 168 kilolitres of water consumed at that eligible person's principal place of residence in which a home-based life support machine is operating, during any 12 month period commencing—
 - (a) on the date that such home-based life support machine commenced to operate at that eligible person's principal place of residence; and
 - (b) subject to the home-based life support machine continuing to operate at that eligible person's principal place of residence, on each anniversary of that date.
- (2) The life support concession only applies if—
 - (a) the eligible person has submitted an application for the concession, in a form approved by the supervising officer, to the Authority; or
 - (b) the supervising officer has notified the Authority that the eligible person is to receive the concession.