

Queensland Bulk Water Supply Authority (QBWSA) RULES – General Access and Use of Land and Waters

1. APPLICATION OF RULES

- (a) These Rules apply to all activities by you, on Seqwater land and Seqwater waters:
- (i) that may impact on Seqwater land or Seqwater waters, irrespective of whether the activities commence, finish or occur on other land;
 - (ii) unless expressly agreed by Seqwater, under an Seqwater agreement or permit;
 - (iii) in addition to your general obligation to act reasonably and responsibly and be considerate of others;
- (b) Seqwater may recover from you, expenses incurred to fix a breach of a Rule or damages for a loss suffered.
- (c) Seqwater may instruct you to leave Seqwater land and Seqwater waters immediately, for any reason, including, safety, construction, maintenance or related activities or a breach of a Rule.
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2. SIGNS

- (a) You must comply with all signs displayed on Seqwater land and Seqwater waters.
- (b) Signs may contain Seqwater's directions and requirements in a form Seqwater deems fit (including an official traffic sign). Despite any sign, including warning and information signs, you must look out for hazards, including for example, land (uneven surfaces, glass, metal fragments), water (submerged or floating object).
- (c) You must not interfere with or alter a sign or marker, anywhere on Seqwater land or Seqwater waters.
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3. ACCESS

- (a) The public may only access Seqwater land designated for public access between 6am and 6pm, except for campers who may have different hours of access under their permit.
- (b) You must not enter or remain on Seqwater land or Seqwater waters, except in accordance with the Rules.
- (c) It is a condition of access that Seqwater can request and will be assisted by you to inspect any vehicle or vessel you occupy, control or are associated with.
- (d) You must only enter or exit Seqwater land by the entrance or exit provided unless there is an emergency.
- (e) Seqwater may prohibit:
- (i) use of any reserve during specified times by signs near the reserve;
 - (ii) access to Seqwater land, or any part of it, for any reason, including safety, construction, maintenance or related activities;
 - (iii) activities in a designated area
 - (iv) activities outside a designated area.
- (f) Where an Seqwater agreement or permit allows you to undertake specific activities, you can undertake those activities and any necessary incidental actions, despite the Rules and even though the activities may be inconsistent with the Rules, for example agistment (eg: after hours stock access), leases as of right (eg: improvements, cattle dogs), leases with Seqwater consent (eg: baiting, burning off).
- (g) If Seqwater finds or suspects you have breached the Rules, Seqwater may order you to leave Seqwater land. You must leave immediately and not return for that day without written permission of Seqwater.
- (h) Seqwater reserves the right to refuse permission to enter Seqwater land or Seqwater waters to people that Seqwater believes have not, can not or are unlikely to comply with the Rules or other Seqwater permit or an agreement.
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4. PROHIBITED ACTIVITIES

You must not do any of the following on Seqwater land or Seqwater waters:

- (a) act in a disrespectful way to any Seqwater people;
- (b) cause directly or indirectly, damage to any Seqwater property or property belonging to another person;
- (c) do anything that interferes with the safety of the public or Seqwater people or damage Seqwater land;
- (d) fail to comply with a law, including for example fishing (eg: catch limits), boating (eg: speed and safety), native fauna (eg: taking), explosives (eg: fireworks)
- (e) do anything to launch a vessel on Seqwater waters unless you have approval under a permit;
- (f) behave in a riotous, disorderly, indecent, offensive, threatening or insulting manner;
- (g) be under the influence of any unlawful drug or intoxicated;

- (h) use profane, indecent, obscene, threatening, abusive or insulting language;
 - (i) operate any device at a volume likely to cause a nuisance;
 - (j) litter, pollute or discharge substances likely to pollute Seqwater land, Seqwater waters or damage property;
 - (k) damage any flora or fauna;
 - (l) take fish from a “no fishing” designated area or outside of approved times;
 - (m) possess, handle or discharge a firearm; or
 - (n) allow an animal you own or is under your control (except a guide dog) to enter, remain or be left on a reserve.
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5. PROHIBITED LAND ACTIVITIES

You must not do any of the following on Seqwater land:

- (a) camp outside an “camping” designated area or camp without a permit;
 - (b) start a fire other than in a designated fireplace or leave a fire unattended;
 - (c) leave a water tap running;
 - (d) enter a place, that has been indicated by a sign, that it is for use by persons of the opposite sex (eg: toilets);
 - (e) allow a vehicle to go at a speed greater than indicated by a sign or in a dangerous manner;
 - (f) operate a vehicle, without a current licence or operate a vehicle that is unregistered or uninsured; or
 - (g) allow a vehicle to be parked in a place, other than in a designated parking space, where the vehicle may be a nuisance or cause disruption or after you have been requested by Seqwater to move the vehicle.
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6. PROHIBITED WATER ACTIVITIES

You must not do any of the following on Seqwater waters, except where authorised by a permit:

- (a) be within 200 metres or such other distance set by Seqwater, of a dam wall, spillway or pumping station tower or Seqwater property or as indicated by a sign;
 - (b) launch or operate a vessel:
 - (i) painted with tar, creosote or other phenolic compounds
 - (ii) that is equipped with a marine toilet;
 - (iii) in a dangerous fashion or in a way that is likely to cause injury;
 - (iv) so as to unduly disturb or cause annoyance to any person fishing from land adjoining Seqwater waters or from another vessel, including within 30 metres of that vessel, or
 - (c) continue to navigate a vessel on Seqwater waters other than to the nearest suitable place for removing the vessel, after Seqwater has directed you to remove the vessel from Seqwater waters;
 - (d) navigate a vessel on Seqwater waters:
 - (i) to interfere with the conduct of an event, regatta or activity authorised by Seqwater or in a way that causes excessive noise;
 - (ii) other than in accordance with conditions specified by Seqwater;
 - (e) other than in a designated area, do anything to launch, moor, beach, clean or repair a vessel;
 - (f) navigate a vessel in an area that is a designated area for another type of vessel, for example, in “motor boat” designated, navigate a sailing craft or in a “sailing” designated area, navigate a motor boat;
 - (g) except in accordance with the permission terms of Seqwater, anchor a mooring buoy in Seqwater waters; or
 - (h) operate a vessel, without a licence or operate a vessel that is unregistered or uninsured.
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7. PERMITS

The Seqwater Rules also apply to all permits issued by Seqwater, unless modified by express words in a permit.

7.1 Activities prohibited without a permit

You must not do any of the following on Seqwater land except where authorised by a permit:

- (a) camp;
- (b) set up or operate any sound device;
- (c) participate in any meeting or assembly;
- (d) distribute any written material;
- (e) engage in any commercial activity;
- (f) disturb the natural environment in any way;
- (g) operate any mechanically-powered model aircraft; or
- (h) conduct an event or other organised activity on Seqwater waters, except in accordance with Rule 7.3.

7.2 Grant of permits

Seqwater may grant (on the terms it thinks fit, including payment of a fee) or refuse an application for, a permit.

7.3 Events, regattas and organised activities

If Seqwater has issued a permit to you to conduct an event, regatta or organised activity on Seqwater land or Seqwater waters, Seqwater may grant to you, during the permit period, the right to:

- (a) use an additional part or parts of Seqwater land as an adjoining area;
- (b) charge admission to that part of the adjoining area; and
- (c) exclude people who have not paid the admission charge from the adjoining area,

and these rights will apply notwithstanding the terms of any other permit you may have.

8. KEY TERMS

'**current licence**' means an authority under a State law for you to operate an identified class of vehicle or vessel.

'**designated area**' refers to an area defined by Seqwater for a particular purpose.

'**Seqwater land**' means all land (including fixtures) owned by or under the control of Seqwater.

'**Seqwater people**' means Seqwater employees and people authorised to be on Seqwater land or Seqwater waters.

'**Seqwater property**' means all property owned or under the control of Seqwater, whether fixed to the land or not.

'**Seqwater waters**' means all water ponded on Seqwater land.

'**permit**' means a permit issued by Seqwater for certain activities.

'**reserve**' means an area of Seqwater land indicated by a sign as reserved for a purpose specified by Seqwater.

'**Rule**' mean these Rules made by Seqwater.

'**you**' includes a partnership, association, body of persons, corporate or unincorporated or an individual.

'**vehicle**' is any object designed for movement upon wheels.

'**vessel**' is any object used or designed to be used on water or in navigation.'