

Model Water Restriction By-law No. 104

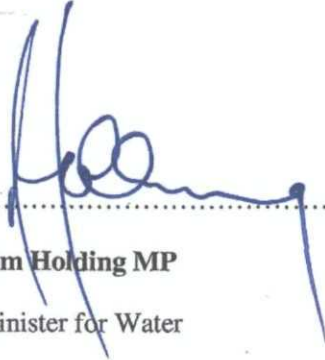
**Issued by the Minister for Water, as Minister
administering the *Water Act 1989***

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MODEL WATER RESTRICTION BY-LAW

I, Tim Holding, Minister for Water, as Minister administering the Act issue, under section 287ZB of the Act, the following Model By-law.



.....

Tim Holding MP

Minister for Water

Date:

29/05/08

WATER RESTRICTION BY-LAW

Westernport Water makes the following By-law:

1. AUTHORISING PROVISIONS

This By-law is made under sections 160, 171(1)(a), (ba), (bb), (bc), (e) and (j) and 287ZC of the Act.

2. PURPOSES

The purposes of this By-law are to:

- (a) *promote the conservation of water; and*
- (b) *set out four stages of restrictions on the use of water; and*
- (c) *specify when and how a stage of restriction may be imposed; and*
- (d) *specify things which must not be done while each stage of restriction persists; and*
- (e) *specify principles for considering applications for exemptions from particular restrictions; and*
- (f) *specify principles for deciding when to lift restrictions; and*
- (g) *prescribe offences and penalties for the contravention of this By-law; and*
- (h) *prescribe classes of persons for the purpose of issuing infringement notices.*

3. DEFINITIONS

The following definitions apply in this By-law, unless the contrary intention appears.

"Act" means the *Water Act 1989*.

"**application for exemption**" means an application made under paragraph 6.1(a).

"**authorised person**" means a person authorised in writing by *Westernport Water* for the purposes of undertaking the functions referred to in paragraph 6.1(c).

"**district**" means one of the following districts serviced by *Westernport Water*

<i>Anderson</i>	<i>Pioneer Bay</i>
<i>Archies Creek</i>	<i>Rhyll</i>
<i>Bass</i>	<i>San Remo</i>
<i>Cape Woolamai</i>	<i>Smiths Beach</i>
<i>Corinella</i>	<i>Sunderland Bay</i>
<i>Coronet Bay</i>	<i>Sunset Strip</i>

<i>Cowes</i>	<i>Surf Beach</i>
<i>Daylston</i>	<i>Tenby Point</i>
<i>Glen Forbes</i>	<i>Ventnor</i>
<i>Grantville</i>	<i>Wimbeldon Heights</i>
<i>Kilcunda</i>	<i>Woolamai</i>
<i>Newhaven</i>	

“**paragraph**” means a paragraph of this By-law.

"**restriction**" includes prohibition.

"*Westernport Water*" means Westernport Region Water Corporation.

4. STAGES OF RESTRICTION

4.1 Subject to sub-clause 4.5, *Westernport Water* may impose:

Stage 1 (Mild) Restrictions; or
 Stage 2 (Medium) Restrictions; or
 Stage 3 (High) Restrictions; or
 Stage 4 (Critical) Restrictions,

as the case requires, in any district of the water corporation, by publishing a notice in a newspaper circulating generally in that district.

4.2 Subject to sub-clause 4.5, *Westernport Water* must impose a stage of restriction in a district, whenever a restriction level trigger specified in its drought response plan or its by-laws is reached.

4.3 Despite sub-clause 4.2, *Westernport Water* may also impose a stage of restriction in a district, if it reasonably concludes that:

- (a) because of the failure of a major pipeline, pumping station, treatment plant or other key water supply work, *Westernport Water* will temporarily be unable to meet the demands of its customers; or
- (b) an existing stage of restriction has failed to provide the combined estimated savings for the relevant stage, as set out in Schedule 1; or
- (c) a stage or higher stage of restriction should be introduced to conserve water available to a district.

4.4 When a stage of restriction is imposed in a district under sub-clause 4.2 or 4.3, the relevant restrictions on water use designated for that stage in Schedule 2 apply in that district.

4.5 Despite sub-clause 4.2, *Westernport Water* may decline to impose a stage of restriction in a district if it reasonably concludes that the circumstances indicating the need for that stage are likely to be so temporary that the public inconvenience caused by imposing that stage of restriction would outweigh the water conservation benefits to be gained from imposing that stage.

5. SUSPENDING RESTRICTIONS

5.1 Despite sub-clause 4.4 and subject to sub-clause 5.2, *Westernport Water* may, from time to time during any stage of restriction in a district, wholly or partially suspend, or vary the prescribed hours of, the operation of any restriction on water use designated for that stage in Schedule 2:

- (a) in relation to such class of use or users; and
- (b) in such manner; and
- (c) subject to such conditions; and
- (d) for such period,

within that district as *Westernport Water* may specify, by publishing a notice in a newspaper circulating generally in that district.

5.2 In deciding whether or not wholly or partially to suspend, or vary the prescribed hours of, the operation of a restriction under sub-clause 5.1, *Westernport Water* will have regard to:

- (a) recent climate patterns and prevailing seasonal forecasts; and
- (b) any anticipated change in demand attributable to the prevailing stage of restriction; and
- (c) any other relevant matter which *Westernport Water* thinks fit to have regard to.

6. EXEMPTION FROM RESTRICTIONS

6.1 Applications for Exemptions

- (a) A person may apply to *Westernport Water* for an exemption from a stage of restriction which has been, or which may in future be, imposed under sub-clause 4.1.
- (b) An application for exemption must be in a form approved by *Westernport Water*.
- (c) An authorised person:
 - (i) must consider an application for exemption; and
 - (ii) subject to this clause, either before or after the relevant stage of restriction has been imposed:
 - may grant the application in full or in part and subject to such conditions as the authorised person considers appropriate; or
 - may refuse the application; and
 - (iii) may revoke any exemption at any time, by giving written notice to the applicant.
- (d) An exemption ends at any time specified in the exemption, or when:
 - (i) the stage of restriction to which the exemption relates is lifted; or
 - (ii) a more severe stage of restriction is imposed.

6.2 General rules about exemptions

An authorised person must not grant an application for exemption in relation to a particular stage of restriction, unless the authorised person is reasonably satisfied that the proposed exemption

EITHER:

- (a) is necessary to avoid an inequitable and disproportionately adverse impact upon the livelihood of the applicant which would be caused by the level of restriction; **OR**
- (b) would result in less water being used by the applicant than the lesser amount of the water that the applicant would otherwise;
 - (i) have been allowed by *Westernport Water* to use; or
 - (ii) based on prior consumption, is likely to have used for the same purpose under that stage of restriction; **OR**
- (c) is necessary because of the special needs of the applicant; **AND** would merely alter the hours between which water may be used by the applicant, **BUT** would not increase the total number of hours in any day for which water may be used by the applicant under that stage of restriction; **OR**
- (d) would avoid or minimise appreciable physical damage to a building or other structure owned or occupied by the applicant during that stage of restriction; **OR**
- (e) is necessary to avoid any adverse effect on public health or safety;

AND

- (f) would not, in combination with other comparable applications reasonably anticipated by *Westernport Water*, have a significant impact upon the total daily demand for water by *Westernport Water's* customers in the relevant area where the use will occur during that stage of restriction; **AND**
- (g) is likely to be generally supported by other *Westernport Water* customers who are affected by that stage of restriction.

6.3 Exemptions for gardens open to the public

Despite sub-clause 6.2, an authorised person may grant an application for exemption with respect to a garden which is either usually or periodically open to the public (whether or not a fee is payable) if:

- (a) the application is accompanied by a water conservation plan for the garden; and
- (b) the water conservation plan has previously been approved by *Westernport Water*; and
- (c) the authorised person is reasonably satisfied that, if the garden is watered in accordance with the water conservation plan, the proportion of water saved in watering the garden will be no less than any proportion set out in Schedule 1 for a relevant month under a relevant stage of restriction.

6.4 Exemptions for certain playing surfaces

Despite sub-clause 6.2, an authorised person must not grant an application for exemption during a period of restriction to water any playing surface (including an exempt playing surface, as defined in Schedule 2) unless the application:

- (a) relates to a surface which is to be used for an inter-State, national or international professional sporting competition, the dates for which were scheduled before the relevant stage of restriction was declared; and
- (b) is granted for a finite period, which includes the dates during which the competition is to be held, determined after consulting the applicant.

6.5 Exemptions for water tankers

Despite sub-clause 6.2, an authorised person must not grant an application for exemption to fill a water tanker, as defined by Schedule 2, during any period of restriction, unless:

- (a) the application relates to water to be used to hand-water trees by means of a hose fitted with a trigger nozzle; and
- (b) the exemption is subject to the condition that the water tanker must only be filled between 8 am and 8 pm.

7. LIFTING A STAGE OF RESTRICTION

7.1 Subject to sub-clause 7.2, *Westernport Water* may:

- (a) lift a prevailing stage of restriction and substitute a lesser stage of restriction; or
- (b) lift a prevailing stage of restriction,

whenever *Westernport Water* reasonably concludes that the relevant circumstances which led *Westernport Water* to impose the prevailing stage of restriction in a district no longer exist, or are about to change, by publishing a notice in a newspaper circulating generally in that district.

7.2 Despite sub-clause 7.1, *Westernport Water* may decline to lift a prevailing stage of restriction if it reasonably concludes that either:

- (a) continuing that stage of restriction is necessary or desirable to increase or conserve available water; or
- (b) the change in circumstances which would otherwise justify *Westernport Water* in lifting the stage of restriction is likely to be so temporary that the public inconvenience caused by lifting and subsequently re-imposing a stage of restriction would outweigh the benefits to *Westernport Water's* customers of temporarily lifting the prevailing stage of restriction.

8. CONTRAVENTIONS OF THIS BY-LAW

8.1 A person who receives a supply of water from *Westernport Water* in a period when stage 1 restrictions imposed by or under this By-law are in force must not contravene any such restriction on the use of that water.

Penalty: For a first offence, 15 penalty units;

For a second or subsequent offence, 30 penalty units.

- 8.2 A person who receives a supply of water from *Westernport Water* in a period when stage 2 restrictions imposed by or under this By-law are in force must not contravene any such restriction on the use of that water.

Penalty: For a first offence, 20 penalty units;

For a second or subsequent offence, 40 penalty units.

- 8.3 A person who receives a supply of water from *Westernport Water* in a period when stage 3 restrictions imposed by or under this By-law are in force must not contravene any such restriction on the use of that water.

Penalty: For a first offence, 30 penalty units;

For a second or subsequent offence, 60 penalty units or 3 months' imprisonment.

- 8.4 A person who receives a supply of water from *Westernport Water* in a period when stage 4 restrictions imposed by or under this By-law are in force must not contravene any such restriction on the use of that water.

Penalty: For a first offence, 40 penalty units or 3 months' imprisonment;

For a second or subsequent offence, 80 penalty units or 6 months' imprisonment.

Notes:

1. In this By-law "**penalty unit**" has the same meaning as in section 110 of the Sentencing Act 1991. The value of a penalty unit increases each year under the Monetary Units Act 2004. The current value of each penalty for contravening a restriction is set out on *Westernport Water's* website www.westernportwater.com.au.
2. The Act also makes it an offence to waste, misuse or excessively consume water and imposes **substantial penalties** which include one or more of fines, imprisonment and daily penalties.
3. *Westernport Water* has further power to reduce or restrict the supply of water to a person who contravenes the Act or regulations in relation to misuse of, or taking water. *Westernport Water* can also disconnect the services to a property in relation to which a notice of contravention has been issued and not complied with.

9. POWER TO SERVE AN INFRINGEMENT NOTICE

- 9.1 An authorised water officer appointed under section 291A of the Act by *Westernport Water* may serve an infringement notice on another person in respect of an offence against clause 8 if the authorised water officer reasonably believes that the person has committed the offence.

- 9.2 For the purposes of this clause, the infringement penalty for an offence against a sub-clause set out in Column 1 of the Table is the relevant amount set out in Column 2 of the Table in respect of that offence.

- 9.3 A summary of an offence in Column 3 of the Table is not to be taken to affect the nature of elements of the offence to which the summary refers.

TABLE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
<i>Infringement Offence</i>	<i>Infringement penalty</i>	<i>Summary of offence</i>
An offence against sub-clause 8.1	2 penalty units	Contravention of a stage 1 restriction on the use of water imposed by or under this By-law
An offence against sub-clause 8.2	3 penalty units	Contravention of a stage 2 restriction on the use of water imposed by or under this By-law
An offence against sub-clause 8.3	4 penalty units	Contravention of a stage 3 restriction on the use of water imposed by or under this By-law
An offence against sub-clause 8.4	5 penalty units	Contravention of a stage 4 restriction on the use of water imposed by or under this By-law

10. **REPEAL**

Water Restriction By-law 103 is repealed.

11. **AUTHORISATION BY** Westernport Water

This By-law 104 is made by Westernport Water on 20th June 2008.

The Common Seal of
Westernport Region Water Corporation
Was hereto affixed
In the presence of:

_____ Chairperson

_____ Director

_____ Managing Director

SCHEDULE 1

ESTIMATED DEMAND SAVINGS DURING WATER RESTRICTIONS

Level of Restriction	Percentage reduction of total demand per month												
	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Annual Saving
Stage 1	5%	5%	3%	2%	0.8%	0.2%	0.1%	0.4%	0.9%	2%	3%	5%	2.5%
Stage 2	16%	16%	10%	6%	3%	0.7%	0.4%	1%	3%	5%	10%	14%	8%
Stage 3	24%	25%	15%	9%	4%	1%	0.6%	2%	4%	8%	15%	22%	12%
Stage 4	35%	36%	22%	14%	6%	2%	0.9%	3%	6%	11%	22%	32%	17.5%

SCHEDULE 2

PART A – DEFINITIONS

1. In clause 2, a reference to a restriction, is to a restriction in the Table.
2. In the Table, unless the context requires otherwise:

Alternate day means:

- (a) in the case of a property with an odd street number, each odd-numbered day of any month; and
- (b) in the case of a property:
 - (i) with an even street number; or
 - (ii) without a street number,each even-numbered day of any month; and
- (c) in the case of any property, the 31st day of any month.

Animal husbandry, as used in restriction 22, includes keeping, raising or breeding any animals or birds either:

- (a) for commercial purposes; or
- (b) on such a scale, or in such a manner, as *Westernport Water* considers to be comparable to a commercial undertaking.

Automatic watering system means a watering system capable of being set to turn on and off automatically, at pre-determined times, without human intervention.

Building façade or window, as used in restriction 19, means any external surface of, or attached to, a building, including any roof, wall, window or blind of that building.

Commercial car wash means any commercial facility for washing vehicles.

Commercial market garden or commercial or Council plant nursery, as used in restriction 12, means land used wholly or primarily to grow vegetation or produce, either:

- (a) for sale or distribution for profit; or
- (b) for Council use.

Construction, as used in restriction 21, includes erecting, altering, demolishing or removing any building, structure or civil engineering or other work, and any associated on-site or off-site activity.

Dam or tank, as used in restriction 10, does not include any pond or lake, referred to in restriction 4.

Dripper watering system means either an automatic watering system or a manual watering system, as the case requires, which drips water on, or near to, the root zone of plants, by drippers at a fixed rate of flow, not exceeding 9 litres per hour for every linear metre of the watering system.

Exempt playing surface, as used in restriction 3, includes:

- (a) a turf wicket or practice wicket for cricket; or
- (b) a lawn or other type of running track; and
- (c) a lawn, *en tous cas*, or other type of tennis court other than a concrete, bitumen or asphalt tennis court; and
- (d) a hockey pitch, bowling or croquet green; and
- (e) a golfing tee or green (but not approaches),

at a sporting facility:

- (i) for public, commercial or general community use; or
 - (ii) associated with a university, school or other educational institution, and
- (f) further includes a soft-fall area at a child-care facility,

but does not include any part of a sporting facility associated with a private club or similar community organisation.

Existing means existing at the time when the prevailing stage of restriction was declared.

Fill, in relation to restrictions 4, 5, 6, 7, 8, 10 and 11, means adding any water to the existing volume, if the relevant receptacle is less than 75% full.

Fountain or water feature, as used in restriction 5, includes any indoor or outdoor ornamental fountain or water feature and, except in relation to Stage 4 restrictions, with a volume:

- (a) of up to 500 litres, that projects water for more than 20 centimetres above the outlet of that water; or
- (b) of more than 500 litres.

Garden area means any land upon which vegetation of any kind, other than lawn, grows or is cultivated, for other than commercial purposes. (*See "Lawn area"*).

Hand-held hose means a hose that is held by hand, when it is used, which:

- (a) in the case of commercial and construction activities, has an internal diameter of no more than 50 mm; or
- (b) in the case of any other activities, has an internal diameter of no more than 25mm.

Hard surface, as used in restriction 18, includes any courtyard, decking, footpath, driveway or other external area, with a concrete, asphalt, brick, tile, bitumen, timber or similar impervious surface.

High pressure water cleaning device means a machine which has a pump to increase the pressure of water delivered from a trigger nozzle, forming part of the device.

Lawn area means any area, grassed or sown with grass seed. *See "Garden area"*.

Mobile Spa includes any spa that is capable of being moved for use in different locations.

Manual watering system means:

- (a) a watering system which is not an automatic watering system; or
- (b) an automatic watering system, operated manually, rather than automatically.

Municipal pool or spa, as used in restriction 7, means a swimming pool or spa, of 500 litres or more, for public use, which is operated by, or on behalf of, a public authority.

Other purpose, as used in restriction 24, means any purpose for which water may be used outside a building, which is not a purpose otherwise referred to in this Schedule.

Pond or lake, as used in restriction 4, includes any collection of water for ornamental or urban drainage retention purposes, but does not include a fountain or water feature referred to in restriction 5.

Public authority means any body:

- (a) constituted by or under an Act; or
- (b) exercising powers under an Act,

for a public purpose and includes a Council under the *Local Government Act 1989*.

Public garden or lawn, as used in restriction 2, includes:

- (a) any garden, lawn, plantation, park, reserve or other area, used for public recreation or amenity; and
- (b) any cemetery, crematorium, central road area or roundabout under the management or control of a public authority,

but does not include:

- (c) any residential or commercial gardens or lawn, referred to in restriction 1; or
- (d) any sportsground referred to in restriction 3; or
- (e) any nature strip.

Residential or commercial garden or lawn, as used in restriction 1, includes any garden or lawn associated with any residential, commercial or industrial premises and, for example, any:

- (a) dwelling;
- (b) commercial or industrial building;
- (c) hospital or nursing home;
- (d) sporting club;
- (e) day-care centre, kindergarten, school, university or research institute,

and also includes any adjacent nature strip in an adjoining road.

Residential or Commercial Pool or Spa, as used in restriction 6, means a swimming pool or spa, operated for private use or commercial purposes, or in conjunction with any commercial premises (including any hotel), other than a municipal pool or spa referred to in restriction 7.

Restriction, includes prohibition

Sportsground, as used in restriction 3, means any land used or capable of being used, for any organised sport or recreation.

Top up, in relation to restrictions 4, 5, 6, 7, 10 and 11, means adding any water to the existing volume, if the relevant receptacle is at least 75% full.

Trigger nozzle means a nozzle controlled by:

- (a) a trigger which must be depressed continuously, or locked in the "on" position, by hand for water to flow; or
- (b) a discreet switch which can be turned on and off by hand, with a single movement.

Vehicle includes boat, aircraft and any other vehicle whatsoever, however it is propelled or moved.

Water means water supplied by works of *Westernport Water*, but does not include recycled or reclaimed water.

Watered means the use of Water

Water Conservation Plan, means a document, in writing or by plans, prepared to the satisfaction of the Corporation which once approved by the Corporation will operate as a precondition to water use under a stage of restriction.

Water toy, as used in restriction 9, means any toy that is operated by running water, supplied through a hose.

PART B - TABLE of Restrictions

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>1.</p> <p>Residential or Commercial Garden area or Lawn area</p> <p><i>(See Definitions)</i></p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual dripper watering system which operates only as required within the hours of 6.00am and 8.00am, and 8.00pm and 10.00pm on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number ; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number</p> <p><i>(Note: on Monday, Thursday and Friday, no watering is permitted.)</i></p> <p>or</p> <p>(b) an automatic dripper watering system which operates only as required within the hours of midnight and 4.00am, on;</p>	<p>(1) A garden area must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(2) A lawn area must not be watered except by means of;</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 8.00am and 8.00pm and 10.00pm on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 4.00am on alternate days.</p>	<p>(2) A lawn area must not be watered at any time.</p>	<p>(i) either or both of Sunday and Wednesday for a property with an odd street number: or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p> <p>(2) A lawn area must not be watered at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(3) A garden area or lawn area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) A garden area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) A garden area must not be watered except by means of a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle or directly from a tap, and then only as required within the hours of 6.00am and 8.00am, and 8.00pm and 10.00pm on:</p> <ul style="list-style-type: none"> (i) either or both of Sunday and Wednesday for a property with an odd street number; or (ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number. <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(3) A garden area must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>2.</p> <p>Public Garden area or Lawn area</p> <p><i>(See Definitions)</i></p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days.</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days.</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) A garden area must not be watered except by means of:</p> <p>(a) a manual dripper watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00 pm and midnight on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted); or</i></p> <p>(b) an automatic dripper watering system which operates only as required within the hours of midnight and 8.00am on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(1) A garden area must not be watered by means of a manual or automatic watering system at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(2) A lawn area must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p> <p>(3) A garden and lawn area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) A garden area may be watered using a hand-held hose fitted with a trigger nozzle, or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) A garden area must not be watered except by means of hand-held hose fitted with a trigger nozzle or watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap and only as required within the hours of 6.00am and 10.00am on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	<p>(2) A lawn area must not be watered at any time.</p> <p>(3) Garden and lawn areas must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	(4) Despite restrictions (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>Westernport Water</i> for the purpose of Stage 1 restrictions.	(4) Despite restrictions (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>Westernport Water</i> for the purpose of Stage 2 restrictions.	(4) Despite restrictions (1)-(3) either or both of a garden area and a lawn area may be watered in accordance with a Water Conservation Plan prepared by the operator and approved by <i>Westernport Water</i> for the purpose of Stage 3 restrictions.	(4) A garden area or a lawn area must not be watered at any time.
<p>3.</p> <p>Sportsground</p> <p>(See Definitions)</p>	<p>(1) An exempt playing surface must not be watered except by:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) An exempt playing surface must not be watered except by:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days: or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(1) An exempt playing surface must not be watered except by :</p> <p>(a) a manual dripper watering system only as required within the hours of 6.00am and 10.00am and 8.00 pm and midnight on:</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p>	<p>(1) An exempt playing surface must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
			<p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.);</i> or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on</p> <p>(i) either or both of Sunday and Wednesday for a property with an odd street number; or</p> <p>(ii) either or both of Saturday and Tuesday for a property with an even street number or a property without a street number.</p> <p><i>(Note: On Monday, Thursday and Friday, no watering is permitted.)</i></p>	
	<p>(2) Any other playing surface must not be watered except by means of:</p> <p>(a) a manual watering system which operates only as required within the hours of 6.00am and 10.00am and 8.00pm and midnight on alternate days; or</p> <p>(b) an automatic watering system which operates only as required within the hours of midnight and 8.00am on alternate days.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>	<p>(2) Any other playing surface must not be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(3) Any playing surface may be watered using a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) An exempt playing surface may be watered using a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>(3) An exempt playing surface must not be watered except by a hand-held hose fitted with a trigger nozzle and only as required within the hours of 6.00am and 10.00am on:</p> <ul style="list-style-type: none"> (i) either or both of Sunday and Wednesday, for a property with an odd street number or (ii) either or both of Saturday and Tuesday, for a property with an even street number or a property without a street number. <p><i>(Note: On Monday, Thursday and Friday no watering is permitted.)</i></p>	<p>(3) No part of a sportsground may be watered at any time.</p>
	<p>(4) Despite restrictions (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>Westernport Water</i>, for the purpose of Stage 1 restrictions.</p>	<p>(4) Despite restrictions (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>Westernport Water</i>, for the purpose of Stage 2 restrictions.</p>	<p>(4) Despite restrictions (1)-(3), a sportsground may be watered in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>Westernport Water</i>, for the purpose of Stage 3 restrictions.</p>	<p>(4) No part of a sportsground may be watered at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>4.</p> <p>Pond or Lake</p> <p>(See Definitions)</p>	<p>(1) A new pond or lake must not be filled with water for the first time except with the written permission of <i>Westernport Water</i>.</p> <p>(2) An existing pond or lake must not be filled or topped up with water except by a hand-held hose fitted with a trigger nozzle or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>(1) A new pond or lake must not be filled with water.</p> <p>(2) An existing pond or lake must not be filled or topped up with water unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>Westernport Water</i>.</p>	<p>(1) A new pond or lake must not be filled with water.</p> <p>(2) An existing pond or lake must not be filled or topped up with water unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>Westernport Water</i>.</p>	<p>(1) A new pond or lake must not be filled with water.</p> <p>(2) An existing pond or lake must not be filled or topped up with water unless the relevant pond or lake sustains aquatic fauna or bird life, and then only to the extent and in the manner specified in written permission of <i>Westernport Water</i>.</p>
<p>5.</p> <p>Fountain or Water Feature</p> <p>(See Definitions)</p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up with water except by means of a hand-held hose fitted with a trigger nozzle or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up with water.</p>	<p>(1) A fountain or water feature must not be operated unless it recirculates any water used.</p> <p>(2) A fountain or water feature must not be filled or topped up with water.</p>	<p>(1) A fountain or water feature of any volume must not be operated.</p> <p>(2) A fountain or water feature of any volume must not be filled or topped up with water.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>6.</p> <p>Residential or Commercial Pool or Spa</p> <p>(See Definitions)</p>	<p>(1) A new pool or spa with a capacity of less than 500 litres may only be filled with water by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(2) No restriction for Stage 1.</p> <p>(3) A new residential or commercial pool or spa with a capacity of more than 2,000 litres must not be filled with water for the first time except by means outlined in a Water Conservation Plan approved by <i>Westernport Water</i>.</p>	<p>(1) A new pool or spa with a capacity of less than 500 litres may only be filled with water by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(2) No restriction for Stage 2.</p> <p>(3) A new residential or commercial pool or spa with a capacity of more than 2,000 litres must not be filled with water for the first time except by means outlined in a Water Conservation Plan approved by <i>Westernport Water</i>.</p>	<p>(1) A new pool or spa with a capacity of less than 500 litres must not be filled with water.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres must not be filled with water.</p> <p>(3) A new residential or commercial pool or spa with a capacity of more than 2,000 litres must not be filled with water.</p>	<p>(1) A new pool or spa with a capacity of less than 500 litres must not be filled with water.</p> <p>(2) A new residential or commercial pool or spa with a capacity of between 500 and 2,000 litres must not be filled with water.</p> <p>(3) A new residential or commercial pool or spa with a capacity of more than 2,000 litres must not be filled with water.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
	<p>(4) An existing residential or commercial pool or spa must not be topped up with water except by means of a hand-held hose fitted with a trigger nozzle, or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled with water except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>Westernport Water</i>.</p> <p>(6) An existing residential or commercial pool or spa with a volume equal to or less than 2000 litres capacity must only be filled with water by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle or directly from a tap (and not by means of a hose).</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up with water except by means of a hand-held hose fitted with a trigger nozzle, or a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled with water except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>Westernport Water</i>.</p> <p>(6) An existing residential or commercial pool or spa with a volume equal to or less than 2000 litres capacity must only be filled with water by means of either a hand-held hose fitted with a trigger nozzle, or by a watering can or bucket, filled either by a hand-held hose fitted with a trigger nozzle or directly from a tap (and not by means of a hose).</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up with water except by means of a watering can or bucket, filled directly from a tap (and not by means of a hose).</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled with water except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>Westernport Water</i>.</p> <p>(6) An existing residential or commercial pool or spa with a volume equal to or less than 2000 litres capacity must only be filled with water by means of a watering can or bucket, filled directly from a tap.</p>	<p>(4) An existing residential or commercial pool or spa must not be topped up with water except by means of a watering can or bucket, filled directly from a tap (and not by means of a hose).</p> <p>(5) An existing residential or commercial pool or spa with a capacity of 2000 litres or more must not be filled with water except in accordance with a Water Conservation Plan, prepared by the owner or occupier and approved by <i>Westernport Water</i>.</p> <p>(6) An existing residential or commercial pool or spa with a volume equal to or less than 2000 litres capacity must only be filled with water by means of a watering can or bucket, filled directly from a tap.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>7.</p> <p>Municipal Pool or Spa</p> <p><i>(See Definitions)</i></p>	<p>(1) A new municipal pool or spa must not be filled with water for the first time except in accordance with a Water Conservation Plan, approved by <i>Westport Water</i>.</p> <p>(2) An existing municipal pool or spa must not be topped up with water except to the extent and in the manner approved by <i>Westport Water</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled with water for the first time except in accordance with a Water Conservation Plan, approved by <i>Westport Water</i>.</p> <p>(2) An existing municipal pool or spa must not be topped up with water except to the extent and in the manner approved by <i>Westport Water</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled for the first time with water except in accordance with a Water Conservation Plan, approved by <i>Westport Water</i>.</p> <p>(2) An existing municipal pool or spa must not be topped up with water except to the extent and in the manner approved by <i>Westport Water</i> in writing.</p>	<p>(1) A new municipal pool or spa must not be filled with water.</p> <p>(2) An existing municipal pool or spa must not be topped up with water except to the extent and in the manner approved by <i>Westport Water</i> in writing.</p>
<p>8.</p> <p>Mobile Spa</p> <p><i>(See Definitions)</i></p>	<p>(1) No restriction for Stage 1.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled with water except in accordance with a Water Conservation Plan prepared by the operator and approved by <i>Westport Water</i></p>	<p>(1) Not restriction for Stage 2.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled with water except in accordance with a Water Conservation Plan prepared by the operator and approved by <i>Westport Water</i></p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres must not be filled with water.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled with water.</p>	<p>(1) A mobile spa with a capacity of between 500 and 2,000 litres must not be filled water.</p> <p>(2) A mobile spa with a capacity of 2,000 litres or more must not be filled with water.</p>
<p>9.</p> <p>Water Toy</p> <p><i>(See Definitions)</i></p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>	<p>A water toy must not be used at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>10.</p> <p>Dam or Tank</p> <p><i>(See Definitions)</i></p>	<p>A dam or tank must not be filled or topped up with water, except:</p> <p>a) with the written permission of <i>Westport Water</i>, or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>Westport Water</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up with water, except:</p> <p>a) with the written permission of <i>Westport Water</i>, or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>Westport Water</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up with water, except:</p> <p>a) with the written permission of <i>Westport Water</i>, or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>Westport Water</i> is reasonably necessary to provide for those purposes.</p>	<p>A dam or tank must not be filled or topped up with water, except:</p> <p>a) with the written permission of <i>Westport Water</i>, or</p> <p>b) in the case of a dam or tank providing water for fire fighting, public health or stock, only to the extent which, in the opinion of <i>Westport Water</i> is reasonably necessary to provide for those purposes.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>11.</p> <p>Water Tanker</p>	<p>A water tanker must not be filled or topped up with water, unless:</p> <p>(a) <i>Westport Water</i> has granted a mobile water tanker permit to the operator of that tanker; and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up with water, unless:</p> <p>(a) <i>Westport Water</i> has granted a mobile water tanker permit to the operator of that tanker; and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up with water, unless:</p> <p>(a) <i>Westport Water</i> has granted a mobile water tanker permit to the operator of the tanker; and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>	<p>A water tanker must not be filled or topped up with water, unless:</p> <p>(a) <i>Westport Water</i> has granted a mobile water tanker permit to the operator of the tanker; and</p> <p>(b) the tanker is supplying water to be used inside a dwelling, or for fire fighting, stock watering, construction, or dust suppression and other public health purposes.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>12.</p> <p>Commercial Market Garden or Commercial or Council Plant Nursery</p> <p><i>(See Definitions)</i></p>	<p>No Restriction for Stage 1.</p>	<p>No Restriction for Stage 2.</p>	<p>Water must not be used for watering any garden, plant stock, seeds or produce, except :</p> <p>(a) if written permission of <i>Westport Water</i> is obtained, by:</p> <p>(i) an automatic or manual watering system for up to three hours per day; and</p> <p>(ii) in accordance with, and while displaying any signs required by, that written permission; or</p> <p>(b) by a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>	<p>Water must not be used for watering any garden, plant stock, seeds or produce, except:</p> <p>(a) if written permission of <i>Westport Water</i> is obtained, by</p> <p>(i) an automatic or manual watering system for up to two hours per day; and</p> <p>(ii) in accordance with, and while displaying any signs required by, that written permission; or</p> <p>(b) by a hand-held hose fitted with a trigger nozzle, or a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, at any time.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>13.</p> <p>Vehicles</p> <p>(See Definitions)</p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a hand-held hose fitted with a trigger nozzle, to pre-rinse and rinse only; or</p> <p>(b) a high pressure water cleaning device; or</p> <p>(c) a commercial car wash referred to in restriction 14; or</p> <p>(d) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a commercial car wash referred to in restriction 14; or</p> <p>(c) a watering can or bucket filled directly from a tap (and not by means of a hose).</p>	<p>Water must not be used to clean a vehicle except by means of:</p> <p>(a) a commercial car wash referred to in restriction 14 ; or</p> <p>(b) a bucket filled directly from a tap (and not by means of a hose):</p> <p>(i) to clean vehicle windows, mirrors, lights and registration plates; and</p> <p>(ii) for spot-removing corrosive substances.</p>	<p>Water must not be used to clean any part of a vehicle other than its windows, mirrors, lights and registration plates, and for spot-removing corrosive substances, and then only with a bucket filled directly from a tap (and not by means of a hose).</p>
<p>14.</p> <p>Commercial Car Wash</p>	<p>A commercial car wash must not use water to clean vehicles, except by means of:</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a hand-held hose fitted with a trigger nozzle to pre-rinse and rinse only; or</p> <p>(c) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>A commercial car wash must not operate:</p> <p>(a) unless it will not use more than 100 litres of water, for every vehicle washed; and</p> <p>(b) in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>Westport Water</i>.</p>	<p>A commercial car wash must not operate:</p> <p>(a) unless it will not use more than 70 litres of water, for every vehicle washed; and</p> <p>(b) in accordance with a Water Conservation Plan, prepared by the operator and approved by <i>Westport Water</i>.</p>	<p>A commercial car wash must not use water to clean any part of a vehicle other than its windows, mirrors, lights and registration plates, and for spot removing corrosive substances, and then only with a bucket filled directly from a tap (and not by means of a hose).</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>15</p> <p>Motor Vehicle Dealer</p>	<p>Water must not be used to clean vehicles in a motor vehicle dealership except on alternate days, by means of:</p> <ul style="list-style-type: none"> (a) a hand held hose fitted with a trigger nozzle; or (b) a high pressure water cleaning device; or (c) a commercial car wash referred to in restriction 14; or (d) a watering can or bucket filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap. 	<p>Water must not be used to clean vehicles in a motor vehicle dealership except on alternate days by means of:</p> <ul style="list-style-type: none"> (a) a high pressure water cleaning device; or (b) a commercial car wash referred to in restriction 14; or (c) a watering can or bucket filled directly from a tap (and not by means of a hose). 	<p>Water must not be used to clean vehicles in a motor vehicle dealership except by means of:</p> <ul style="list-style-type: none"> (a) a commercial car wash referred to in restriction 14 ; or (b) a bucket filled directly from a tap (and not by means of a hose): <ul style="list-style-type: none"> (i) to clean vehicle windows, mirrors, lights and registration plates; and (i) for spot-removing corrosive substances. 	<p>Water must not be used to clean any part of a vehicle in a motor vehicle dealership other than its windows, mirrors, lights and registration plates, and for spot-removing corrosive substances, and then only by means of a bucket filled directly from a tap (and not by means of a hose).</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>16.</p> <p>Food Transport Vehicle</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of;</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of;</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of;</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>	<p>Water must not be used to clean inside a food transport vehicle except by means of;</p> <p>(a) a high pressure water cleaning device; or</p> <p>(b) a hand-held hose fitted with a trigger nozzle, and only if such cleaning is necessary, either to avoid contamination of the vehicle's contents, or to ensure public safety.</p>
<p>17.</p> <p>Boat Motors</p>	<p>Water must not be used to flush the inboard or outboard motor of a boat unless:</p> <p>(a) a suitable receptacle filled by a hand-held hose is used; or</p> <p>(b) a flushing device, connected to a hose is used, and the tap is turned off immediately after flushing is complete.</p>	<p>Water must not be used to flush the inboard or outboard motor of a boat unless:</p> <p>(a) a suitable receptacle filled by a hand-held hose is used; or</p> <p>(b) a flushing device, connected to a hose is used, and the tap is turned off immediately after flushing is complete.</p>	<p>Water must not be used to flush the inboard or outboard motor of a boat unless:</p> <p>(a) a suitable receptacle filled by a hand-held hose is used; or</p> <p>(b) a flushing device, connected to a hose is used, and the tap is turned off immediately after flushing is complete.</p>	<p>Water must not be used to flush the inboard or outboard motor of a boat unless:</p> <p>(a) a suitable receptacle filled by a hand-held hose is used; or</p> <p>(b) a flushing device, connected to a hose is used, and the tap is turned off immediately after flushing is complete.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>18.</p> <p>Hard Surface</p> <p>(See Definitions)</p>	<p>Water must not be used to clean a hard surface unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used; or</p> <p>(b) construction or renovation work to the hard surface, and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean a hard surface unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used; or</p> <p>(b) construction or renovation work to the hard surface, and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean hard surfaces unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency and a hand-held hose fitted with a trigger nozzle is used; or</p> <p>(b) construction or renovation work to the surface and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean hard surfaces unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and a hand-held hose fitted with a trigger nozzle is used.</p>
<p>19.</p> <p>Building Facade or Window</p> <p>(See Definitions)</p>	<p>Water must not be used to clean a building facade unless:</p> <p>(a) a bucket filled directly from a tap (and not by means of a hose) is used; or</p> <p>(b) cleaning is required as a result of:</p> <p>(i) an accident, fire, health hazard, safety hazard or other emergency, and a hand held hose fitted with a trigger nozzle is used; or</p> <p>(ii) construction or renovation work and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean a building facade unless:</p> <p>(a) a bucket filled directly from a tap (and not by means of a hose) is used; or</p> <p>(b) cleaning is required as a result of:</p> <p>(i) an accident, fire, health hazard, safety hazard or other emergency, and a hand held hose fitted with a trigger nozzle is used; or</p> <p>(ii) construction or renovation work and a high pressure water cleaning device is used.</p>	<p>Water must not be used to clean a building facade unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and either:</p> <p>(i) a bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, is used; or</p> <p>(ii) a hand held hose fitted with a trigger nozzle is used; or</p> <p>(b) construction or renovation work and a bucket or watering can filled directly from a tap (and not by means of a hose) is used.</p>	<p>Water must not be used to clean a building facade unless cleaning is required as a result of:</p> <p>(a) an accident, fire, health hazard, safety hazard or other emergency, and either:</p> <p>(i) a bucket, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap, is used; or</p> <p>(ii) a hand held hose fitted with a trigger nozzle is used.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>20.</p> <p>Dust Suppression</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in restriction 21, unless dust is causing a health or environmental hazard; and then only by means of:</p> <p>(a) a water tanker permitted in accordance with restriction 11; or</p> <p>(b) a hand-held hose, fitted with a trigger nozzle, or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in restriction 21, unless dust is causing a health or environmental hazard; and then only by means of:</p> <p>(a) a water tanker permitted in accordance with restriction 11; or</p> <p>(b) a hand-held hose, fitted with a trigger nozzle, or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, other than in the course of construction referred to in restriction 21, unless dust is causing a health or environmental hazard; and then only by means of:</p> <p>(a) a water tanker permitted in accordance with restriction 11; or</p> <p>(b) a hand-held hose, fitted with a trigger nozzle, or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>	<p>Water must not be used to suppress dust, unless dust is causing a health or environmental hazard; and then only by means of:</p> <p>(a) a water tanker permitted in accordance with restriction 11; or</p> <p>(b) a hand-held hose, fitted with a trigger nozzle, or by a watering can, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>21.</p> <p>Construction</p> <p>(See Definitions)</p>	<p>Water must not be used in construction except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>	<p>Water must not be used in construction, except:</p> <p>(a) by means of a hand-held hose fitted with a trigger nozzle, or by a bucket or other container, filled either by a hand-held hose fitted with a trigger nozzle, or directly from a tap; or</p> <p>(b) by construction equipment which requires a water supply for its safe and efficient operation; or</p> <p>(c) for water used in the normal course of initial testing or flushing of pipes or other works.</p>
<p>22. Animal Husbandry</p> <p>(See Definitions)</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose fitted with a trigger nozzle.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose fitted with a trigger nozzle.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose fitted with a trigger nozzle.</p>	<p>Water must not be used for animal husbandry except for:</p> <p>(a) drinking by animals or birds;</p> <p>(b) cleaning animals or birds;</p> <p>(c) cleaning pens, yards and cages, and then only if cleaning is done by means of a hose fitted with a trigger nozzle.</p>

Restriction	STAGE 1	STAGE 2	STAGE 3	STAGE 4
<p>23.</p> <p>Commercial Poultry Farm</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm ; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>	<p>Water must not be used for cooling a shed on a commercial poultry farm except by means of:</p> <p>(a) sprinklers used only for cooling and then only when the inside temperature of the shed reaches 30°C and between the hours of 6am and 9pm ; and</p> <p>(b) fogging systems and cooling pads, which may be used at any time.</p>
<p>24.</p> <p>Other Purpose</p> <p>(See definitions)</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>Westernport Water</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>Westernport Water</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>Westernport Water</i>.</p>	<p>Water must not be used for any other purpose without the prior written permission of <i>Westernport Water</i>.</p>

PART C - INDEX TO TABLE IN PART B

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<i>Term</i>	<i>Restriction number</i>
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<i>Term</i>	<i>Restriction number</i>
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	<i>Mobile spa</i>	8
	<i>Residential or commercial garden or lawn</i>	1
	<i>Residential or commercial pool or spa</i>	6
	<i>Pond or lake</i>	4

Roof

<i>See</i>	<i>Hard surface</i>	18
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School

<i>See</i>	<i>Residential or commercial garden or lawn</i>	1
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Spa

<i>See</i>	<i>Mobile spa</i>	8
	<i>Municipal pool or spa</i>	7
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Sportsground

Sporting club

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	<i>Residential or commercial garden or lawn</i>	1
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	<i>Residential or commercial pool or spa</i>	6

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<i>See</i>	<i>Dam or tank</i>	10
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Tank

10

<i>Term</i>	<i>Restriction number</i>
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Water toy	9
Window	
<i>See</i> <i>Construction</i>	21
<i>Hard surface</i>	18

The Official Seal of Westernport Region Water Corporation was hereunto affixed by resolution of the Corporation on the 20th day of June 2008



Signed by **Pamela Cameron**)

Chairperson)

for and on behalf of)

WESTERNPORT WATER in the)

presence of:)

Witness: _____)

Name: _____)

Board Member

Pamela G. Cameron

[Handwritten signature]

Geoff Hocking