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**THE IRRIGATION ACT**

THE IRRIGATION AUTHORITY (LICENSING OF THE NATIONAL IRRIGATION  
COMMISSION LIMITED) ORDER, 2011

In exercise of the power conferred upon the Minister by section 4 of the Irrigation Act, the following Order is hereby made:—

- Citation.           1. This Order may be cited as the Irrigation Authorities (Licensing of the National Irrigation Commission Limited) Order, 2011.
- Interpre-           2. In this Order—  
tation.                “the Commission” means the National Irrigation Commission Limited, a company incorporated under the Companies Act;  
                          “prescribed period” means a period of ten years beginning on the relevant date;

“relevant date” means the date of publication in the *Gazette* of this Order as approved by the House of Representatives and the Senate.

Functions of the Commission, under the licence.

3.—(1) During the prescribed period the Commission is licensed to be the Irrigation Authority for the purposes of the Act.

(2) By the licence under sub-paragraph (1), the Commission shall be responsible for the implementation of the provisions of the Act in relation to all irrigation areas and restricted areas.

Application of revenues.

4. The revenues derived from irrigation charges and drainage charges in relation to the reclamation of land or the use of any watercourse shall, during the prescribed period, be received by the Commission and shall be applied by the Commission for the purposes of the functions assigned to it by this Order.

General duty of the Commission as to finance.

5. It shall be the duty of the Commission as far as is practicable in carrying out its functions under this Order, to seek to secure that the revenues referred to in paragraph 4 become at least sufficient to meet all sums properly chargeable to revenue account (including sums required for the repayment of loans and interest thereon).

Collection of arrears accrued prior to relevant date.

6. The Commission may collect any amounts that are at the relevant date outstanding as irrigation charges or drainage charges under the Act.

Transfer of staff of Authority.

7. With effect from the relevant date, all persons in the employment of—

- (a) a prescribed Authority; or
- (b) the Commission as assignee of the functions of such Authority, immediately prior to that date, shall as from that date be employed by the Commission upon the like terms and conditions of employment.

Contracts for the management or operation of irrigation works.

8. Subject to the provisions of the Act, the Commission may, with the prior approval of the Minister, enter into a contract with another party for that party to undertake the management or operation of any irrigation works specified in the contract, upon such terms and conditions as may be specified in the contract.

Dated this 5th day of July, 2011.

ROBERT MONTAGUE  
Minister of Agriculture and Fisheries.