Chapter Title: Front Matter

Book Title: Basin Futures Book Subtitle: Water reform in the Murray-Darling Basin Book Editor(s): Daniel Connell, R. Quentin Grafton Published by: ANU Press. (2011) Stable URL: http://www.jstor.org/stable/j.ctt24hdpc.1

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Water reform in the Murray-Darling Basin

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Basin Futures

Water reform in the Murray-Darling Basin

Edited by Daniel Connell and R. Quentin Grafton



E PRESS



Published by ANU E Press The Australian National University Canberra ACT 0200, Australia Email: anuepress@anu.edu.au This title is also available online at: http://epress.anu.edu.au

National Library of Australia Cataloguing-in-Publication entry

Title:	Basin futures : water reform in the Murray-Darling basin / edited by Daniel Connell and R. Quentin Grafton.			
ISBN:	9781921862243 (pbk.) 9781921862250 (ebook)			
Subjects:	Darling River Watershed (Qld. and N.S.W.)Management. Murray River Watershed (N.S.WS. Aust.)Management.			
Other Authors/Contributors:				
	Connell, Daniel, 1947-			
	Grafton, R. Quentin, 1962-			

Dewey Number: 333.730994

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Cover design and layout by ANU E Press

Cover image: © MDBA; Mouth of the Murray River, by Michael Bell

Printed by Griffin Press

This edition © 2011 ANU E Press

Contents

List List Bas	t of figures
Pa	rt I. Water and the Basin
1. \	Understanding the Basin and its Dynamics
2. 1	Freshwater Ecosystem Conservation: Principles versus policy 39 Jamie Pittock, C. Max Finlayson
3.	Environmental Water: The Benefits of Ecological Goods and Services
4.	Climate Change and its Impacts: Current understanding, future directions
Pa	rt II. Communities
5.	Basin Bookends, the Community Perspective
6. ⁻	The Media and the Guide to the Basin Plan
7.	Rethinking Community in the Face of Natural Resources Management Challenges
8.	Why justice is important
9. I	ndigenous Water Management: Priorities for the next five years163 <i>Sue Jackson</i>
10.	. Water Planning and Dispossession
11.	. The Future of the Basin: Thriving or dying communities? 193 <i>Chris Miller</i>

Part III. Legal issues

12. A Sustainable Murray–Darling Basin: The legal challenges 217 Douglas Fisher
 Evidentiary Issues with the Implementation of the Sustainability Duty of Care in the Basin Plan 233 <i>Jennifer McKay</i>
Part IV. Economics
14. Economic Costs and Benefits of the Proposed Basin Plan 245 <i>R. Quentin Grafton</i>
15. Multiple Benefits through the Life Cycle of the Basin Plan 263 Darla Hatton MacDonald, Rosalind Bark, Dustin Garrick, Onil Banerjee, Jeff Connor, Mark Morrison
16. Modelling Challenges
 Irrigators, Water Trading, the Environment and Debt: Buying water entitlements for the environment
18. Economic Perspectives of the Proposed Basin Plan for the Southern Connected Murray
19. Managing Risk in the Murray-Darling Basin
Part V. Governance
20. The Role of the Commonwealth Environmental Water Holder
21. Improving Water Planning Processes: Priorities for the next five years
 Connecting Science and Engagement: Setting groundwater extraction limits using a stakeholder-led decision-making process. Stuart Richardson, Ray Evans, Glenn Harrington

 Comparative Perspectives on Basin Governance in the Murray– Darling Basin: Insights from the western United States 36 <i>Dustin Garrick, Rosalind Bark</i> 	67
24. What Can the Murray–Darling Basin Plan Achieve? Will it be enough?	5
25. Planning as Performance: The Murray–Darling Basin Plan 39 Ray Ison, Philip Wallis	19
26. Enhancing Collaborative Management in the Basin 41 <i>Katherine A. Daniell</i>	3
27. Improving the Basin Plan: Options for consideration 43 <i>Mike Young</i>	9
Contributors	-9 7

* To Donna Brennan ---- *

a significant contributor to public policy in rural Australia

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Basin Futures Water reform in the Murray-Darling Basin

← previous

next \rightarrow

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First page

Basin Futures: An introduction

Part I.Water and the Basin

1. Understanding the Basin and its Dynamics

2. Freshwater Ecosystem Conservation: Principles versus policy

 Environmental Water: The Benefits of Ecological Goods and Services

4. Climate Change and its Impacts: Current understanding, future directions

Part II. Communities

5. Basin Bookends, the Community Perspective Leith Boully, Karlene Maywald

6. The Media and the Guide to the Basin Plan

7. Rethinking Community in the Face of Natural Resources Management Challenges

8. Why justice is important

9. Indigenous Water Management: Priorities for the next five years

> 10. Water Planning and Dispossession

11. The Future of the Basin: Thriving or dying communities?

Part III. Legal issues

12. A Sustainable Murray–Darling Basin: The legal challenges

13. Evidentiary Issues with the Implementation of the Sustainability Duty of Care in the Basin Plan

15. Multiple Benefits through the Life Cycle of the Basin Plan

Darla Hatton MacDonald, Rosalind Bark, Dustin Garrick, Onil Banerjee, Jeff Connor, Mark Morrison

Introduction

The objectives of the new water-sharing plan for the Murray–Darling Basin Plan are set out in the *Water Act* 2007 (Cwlth); cardinal among these objectives is the maximisation of economic, social and environmental outcomes for the Australian community (*Water Act 2007*, ss. 3[c] and [d][iii], s. 20[d]). Meeting this objective requires an extensive process of biophysical modelling and economic analysis of the costs and benefits associated with resetting the balance among multiple water users, including the environment. Maximising net benefits applies to plan development where implementation can be thought of as a two-stage process: a) establishing long-term sustainable diversion limits (SDLs) that set the overall balance of water available for the environment versus consumptive uses; b) developing basin-level plans for environmental watering, water quality, accreditation, and water-trading rules. Included in this is the design of mechanisms and incentives to incorporate basin-wide targets and goals into State water-sharing plans and operational delivery mechanisms.

The *Guide to the proposed Basin Plan* (MDBA 2010), released on 8 October 2010, could be interpreted as the first stage in this process of establishing a feasible range of long-term reductions in diversions. The framework for assessing the balance among consumptive users and the environment in the Guide involves weighing the cost to irrigated agriculture in terms of forgone production, including the potential flow-on impacts to employment and irrigation-dependent communities, and a comparison of these with the potential benefits derived from ecological responses to various environmental water-allocation scenarios. Ecological modelling has determined that over the long term the amount of additional surface water required for the environment averages between 3000 and 7600 gigalitres a year. Based on internal analysis, the Murray–Darling Basin Authority (MDBA 2010:XXI) has determined that it would only examine scenarios with reductions of between 3000 GL/yr and 4000 GL/yr. These reductions in diversions have been met with resistance by irrigators (ABC 2010). Meanwhile, environmental-conservation groups and ecologists have reservations that a volume in the lower end of the range will be sufficient to restore ecological character to the Murray–Darling Basin (MDB) (Finlayson 2010). Indeed, the 3000 GL/yr scenario would leave the Condamine–Balonne, Gwydir, Loddon, Lower Darling and Murray regions in poor condition (MDBA 2010:74).

In the next phases of finalising the Plan and implementing State water plans, there are significant opportunities to maximise the benefits associated with reallocating water. Key to achieving this objective is the application of the equi-marginal principle of equating marginal benefits associated with reallocating water from one use to another. By utilising the economic-value estimates associated with different uses and ecological modelling, it is possible to approximate the marginal benefits to multiple users across the Basin. While this is a powerful organising principle, it is complex to implement in practice. Even partial implementation of the principle will deliver considerable gains as the exercise requires a concerted effort to understand the complex, dynamic relationships among water quantity and quality and flow regimes necessary to deliver the outcomes. Investments in institutional arrangements and incentives that are compatible with water being put to highest and best use across the Basin will also be required.

The remainder of this chapter is organised around three central challenges in achieving the objective of maximising the economic, social and environmental benefits of the Plan. First, we consider the importance of improving understanding of the economic benefits and positive effects of improved environmental flows. This section also discusses potential approaches to integrating these benefits into a rigorous and transparent benefit-cost decision-making framework to support the policy process. Second, we discuss how the benefit-cost framework must serve multiple purposes, including the evaluation of long-term average allocation trade-offs, temporal and spatial variations in flow, as well as the systemic risks associated with an uncertain future climate. Finally, we outline how the maximisation of net benefits depends on a robust and efficient set of institutional arrangements that combines top-down and bottom-up processes to reconcile competing and complementary goals of different planning elements at the Basin and State levels.

Environmental Benefits

There have been a number of studies assessing the benefits associated with improving rivers, wetlands, redgum forests and the Coorong. Hatton MacDonald et al. (2011) and Morrison and Hatton MacDonald (2010) summarise the tourism and recreational benefits, amenity values and the non-use values (bequest, intrinsic and existence values) across the Basin. The body of work on benefits can guide decision making in that it provides insight into the relative value of water for different environmental goals, including providing water to ecosystems (for example, waterbird breeding versus fish populations), providing water to different locations (upstream versus downstream) and to different ecological assets. For the Murray River, as an example, if there were a 10 per cent increase in healthy native vegetation, a 15 per cent increase in fish populations, the frequency of waterbird

Part IV. Economics

14. Economic Costs and Benefits of the Proposed Basin Plan

16. Modelling Challenges

- 17. Irrigators, Water Trading, the Environment and Debt: Buying water entitlements for the environment
- 18. Economic Perspectives of the Proposed Basin Plan for the Southern Connected Murray
- 19. Managing Risk in the Murray-Darling Basin

Part V. Governance

20. The Role of the Commonwealth Environmental Water Holder

21. Improving Water Planning Processes: Priorities for the next five years

22. Connecting Science and Engagement: Setting groundwater extraction limits using a stakeholder-led decision-making process

23. Comparative Perspectives on Basin Governance in the Murray– Darling Basin: Insights from the western United States

- 24. What Can the Murray–Darling Basin Plan Achieve? Will it be enough?
- 25. Planning as Performance: The Murray–Darling Basin Plan

26. Enhancing Collaborative Management in the Basin

Contributors

breeding increased by three years, and the number of waterbird and other species increased by 20 per cent and the quality of the Coorong also improved from poor to good, the total increase in non-use value would be an estimated \$7.5 billion on a 10-year net present-value basis (Morrison and Hatton MacDonald 2010:31).

Several messages emerge from the non-market valuation literature completed in recent years with respect to the Murray–Darling Basin. In general, values appear to be increasing over time, with more recent studies producing larger-value estimates for a number of attributes. The evidence is compelling but not conclusive. In general, it appears that the values held for the River Murray are much larger than for other rivers in the Basin or Australia (Morrison and Hatton MacDonald 2010). This likely reflects the greater significance of the Murray, environmental education and media attention in recent years. There is some evidence for the iconic status of Murray-based ecological assets: values for fish populations and waterbird breeding were larger for more significant rivers/wetlands. Similar evidence was found for native vegetation. In contrast, values for providing habitat for waterbirds and other species did not appear to be a function of the type of asset class—that is, bird breeding and bird habitat were important whether the asset was a coastal wetland such as the Coorong or major wetlands such as Barmah–Millewa.

To enable benefit–cost analysis with a more robust consideration of environmental values, a number of challenges remain to be addressed. In particular, there is the choice of appropriate assumptions relating to the geographic extent of preferences of respondents. There might be some spatial variation in willingness to pay when comparing ACT and Victorian responses (Hatton MacDonald et al. In review). ACT survey respondents were willing to pay significantly more, which might be due to differences in environmental preferences. Zander et al. (2010) demonstrate that southern urban residents hold values for less-developed, northern tropical rivers (for example, the Daly, Fitzroy and Mitchell rivers). State-based research of water-based ecological assets reveals intra-state variation in estimated benefits (Bennett et al. 2008; Morrison and Bennett 2004). This might reflect differences in study design, sampling and preferences. There are also valuation differences based on frequency of visitation. Rolfe and Prayaga (2007) find regular visitors have higher values than one-time visitors to freshwater impoundments.

Another segment of water-based and flow-based values is recreational benefits. Some recreational activities such as boating and fishing—have developed opportunistically in the Murray–Darling system, capitalising on the regulated flow regimes associated with irrigation (Howard 2008). Recreational boating and fishing on Lake Hume during high summer irrigation flows are examples (Crase and Gillespie 2008). Some of these recreational activities might be adversely impacted by changes in flow regimes, however, any negative effects on these recreation pursuits might be offset by improvements in nature-based recreation that might be enhanced by more natural episodic flooding and drying patterns.

Another challenge lies in quantifying 'dose-response' relationships for changes in flow—that is, estimating the marginal improvement in environmental health per unit of additional flow. Also necessary is an understanding of the relationship between a given level of improvement in environmental health and economic value. This relationship is complicated by non-linearities between improvements in environmental quality and value. Further work in advancing ecological response functions and values associated with marginal improvements is required for effectively guiding public policy.

This body of work provides greater confidence and understanding about a suite of environmental benefits. It also reveals a series of gaps for future science and decision support. First, there are only estimates for a subset of environmental and other positive externality benefits relevant to the Plan and its implementation. There are issues of spatial and temporal coverage including the need for dynamic assessments for periodic trade-offs across multiple uses over the full life cycle of water reform. For example, estimated benefits might inform decisions between upstream and downstream environmental watering.[1] Flow regimes for healthy floodplain vegetation (for example, red-gum forests) require episodic flooding and drying versus long periods of inundation that occur with river regulation. Further, peak irrigation and municipal summer demand might not coincide with the watering requirements of iconic wetlands. The management of flow patterns to maximise environmental and socioeconomic values will be complex, requiring the application of the best ecological science with socioeconomic assessment. Furthermore, there are real challenges to translating benefit–cost analysis into a decision-support framework that can support the dynamic implementation and adaptive learning at the appropriate spatial and temporal scales as the Plan moves into the implementation phase.

Other Benefits and Multiple Objectives

There is a long history of investment in the River Murray, without a significant reversal in degradation (Lee and Ancev 2009). Setting the long term SDLs and re-establishing a share of the water for the environment present a rare opportunity to move out of the realm of cost effectiveness in water policy to full benefit–cost analysis. In this section, we consider the challenges in providing rigorous hydro-economic modelling, linked with costs and benefits, as a constructive contribution to the implementation of the Plan. A number of non-market valuation studies have been conducted in the Murray–Darling Basin, which can be used as part of the process of setting SDLs and guiding implementation trade-offs. There remain regions of the Basin, however, where no primary data are available. Targeted investment in primary research to fill the gaps will make decision making more robust. It is also recommended that a thorough stocktake and evaluation of costs of the 'do-nothing' alternative be completed. The status quo is one of declining environmental quality. This would serve as a baseline against which potential benefits of the Plan can be compared.

The advantage of the benefit–cost approach is that it involves a systematic consideration of all relevant benefits and costs. As a result, there might be more transparency in the consideration of trade-offs between environmental and economic outcomes. The trade-off between irrigated agriculture and environmental water was highlighted in the *Guide to the proposed Basin Plan* (MDBA 2010). There are, however, also multiple objectives that will benefit from increased flows intrinsic in the proposed SDLs. These objectives include improving ecosystem health, providing adequate conveyance water, irrigation, recreation, cultural flows for Indigenous people across the regions, water quality and critical human needs. For instance, conveyance water requirements will be met more of the time, reducing the need for investment in pumps and weirs. The dilution effects of more flow should improve water quality and the economic benefits of reduced salinity are considerable for irrigators, water utilities, and urban and rural consumers. More water for the environment could also enhance urban water supply reliability and quality, potentially reducing, or delaying, investments in alternative water supplies. There are considerable challenges in estimating the benefits attributable to the overall volume of environmental water and

the timing of its delivery. The goal of maximising multiple objectives requires a detailed ecological and socioeconomic understanding of how these objectives interact.

Many of these interactions are positive. For instance, an environmental watering plan could be designed to take into account the ancillary benefits of specific flow regimes that not only achieve ecological goals but also reduce the incidence of blue-green algae blooms, which compromise habitats and water quality. Jackson et al. (2010) make recommendations on how the Basin Plan could be more sensitive to improving Indigenous community benefits. A first step to incorporating Indigenous water values in the implementation of the Basin Plan is to catalogue the spectrum of these benefits in each catchment. A second step is to assess the extent to which they are coincident geographically and temporally with other value streams, such as environmental water. Where these value streams are convergent, there is no trade-off. Where, or when, they diverge, a mechanism—such as a set of rules or incentives for optimising joint benefits or for prioritising one set of values at the catchment or basin-wide level, and for various time slices—needs to be developed. A recommendation of this work is that Indigenous participation in the co-management of environmental water through shared governance arrangements is a potential mechanism to ensure the Basin Plan is 'more inclusive of Indigenous water values, use and priorities' (Jackson et al. 2010:154).

The biophysical modelling underpinning the Plan was based on analysis of flow regimes required for ecological health and water quality across the MDB system. More research is required to understand the full range of impacts on water for conveyance, cultural values, and municipal industrial water issues. A thorough socioeconomic assessment in line with best science and policy practice might provide transparency and accountability in the determination of Plan implementation trade-offs in the pursuit of maximising net total benefits.

Balancing Top-Down and Bottom-Up in Institutional Design of the Plan

The Water Act 2007 (s. 22, Items 3 and 5) mandates the MDBA to develop strategies, including flexible institutional arrangements, to achieve multiple objectives and address risks associated with interception, climate change and limits to knowledge. These institutional arrangements must 'achieve efficient and cost effective water management and administrative practices' (*Water Act 2007*, s. 21, ss. 4[b]). The Act explicitly provides a directive for 'adaptive management' (ss. 21, 4[c][i]), which implies an active feedback process to link basin-level planning and State implementation. In this context, once SDLs are set, the Plan will involve a set of discrete elements, recorded in Table 15.1. For each element, the responsible level or levels of government are indicated. This tabulation highlights the interaction among the Commonwealth, the MDBA and the States.

Plan element	Responsible party
Transitional arrangements	Commonwealth
Environmental water plan	MDBA and States
Water-quality and salinity plans	MDBA and States
Critical human needs	MDBA and States
Development of surface and groundwater water-sharing plans	States and MDBA accreditation
Conveyance water	MDBA objectives and operator compliance
Water-trading rules	MDBA and Australian Competition and Consumer Commission
Program monitoring and evaluation	MDBA

Table 15.1 Plan implementation elements with responsible party

The optimisation of multiple objectives poses significant coordination and governance challenges to the implementation of the Basin Plan. Implementation will require efficiency in institutional and management arrangements to deliver the required regime (as guided by the best science combined with socioeconomic assessment) and to respond to changing circumstances. Three key questions are: first, at what level of government is it best to implement the different aspects of the Plan? Second, is there sufficient institutional capacity to achieve the Basin Plan's targets and goals? Third, how should linkages be structured across different levels of government to maximise net benefits at the local level to the maximum degree consistent with basin-level objectives?

The *Water Act 2007* addressed a need for coordination among the States for a whole-of-basin approach. The Guide presents the implementation process as a two-tier system of basin-wide planning followed by State-level integration in water sharing (MDBA 2010:Figure 1.3). Although the MDB Plan has involved significant top-down elements, there are considerable opportunities within the Plan for involving localised institutions. This could add significant value by providing the necessary local knowledge to maximise environmental, cultural and socioeconomic values as well as the flexibility to respond to climate-change impacts on the Basin's resources. Conceptually, as the Plan moves into implementation, coordination will involve more or less of three principal approaches (Garrick et al. 2011).

- Top-down: centralised implementation of central requirements of the Plan such as SDLs—for example, by detailed directive to infrastructure operators by the MDBA-chaired Basin Environmental Watering Committee.
- 2. Bottom-up: vest decisions at the State and catchment levels with basin-wide oversight limited to accreditation of State plans. For example, the Plan could be implemented allowing significant autonomy to States in decisions about environmental water scheduling with regard to recommendations from the MDBA Basin Environmental Watering Committee.
- 3. Nested arrangements: this would involve setting the institutional and management arrangements such that the MDBA, the Commonwealth Environmental Water Holder (CEWH), and States have the incentive to plan for and manage the resource adaptively for the environment, while ensuring: a) appropriate capacity for local, field-based expertise; and b) accountability to both local and basin-wide objectives through environmental, water-quality and water resource-sharing plans.

The relative balance of top-down and bottom-up approaches varies by phase of implementation (see Table

15.1); the critical challenge lies in achieving a balance between basin-wide accountability and proper incentives for local ingenuity. This challenge involves balancing the advantages and disadvantages of central versus local (catchment or State) action in each element of the Plan tabulated in Table 15.1.

The *transitional arrangements* require the development of policy and mechanisms to acquire water efficiently, based on the benefits for the environment and costs to communities detrimentally affected, and the physical constraints on sourcing water to achieve local versus downstream benefits. There might, however, be a role for local communities to have input into the design of transitional arrangements to achieve adjustment in irrigation-based communities with greater efficiency and lower third-party impacts. The advantage of local action lies in knowledge about regional economic productivity, interdependencies and third-party impacts; the MDBA and Commonwealth can provide central oversight to ensure due diligence and accountability in the investments in voluntary buybacks and infrastructure.

The Environmental Water Plan and delivery arrangements require a combination of centrally established criteria and local expert knowledge of time and place-specific information. This could be achieved by enabling and accrediting a set of decentralised environmental water trusts and providing rules and incentives for them to work in a coordinated way with the CEWH (Young 2010). This model allocates a portion of the Commonwealth environmental water holdings to regional trusts and reserves the balance for central management. This approach establishes a nested-governance arrangement that provides incentives for entrepreneurial management and delivery decisions to maximise local environmental outcomes in concert with basin-wide and cross-catchment objectives. The Environmental Water Plan established as a component of the Basin Plan would ensure consistency of State and regional environmental watering decisions by 'specifying overall environmental objectives for the Murray Darling Basin's water dependent ecosystems' (MDBA 2010:162). It would also guide development of strategic environmental water plans for each surface-water resource plan area. Because environmental water delivery will remain with the States, mechanisms for pairing local decisions and priorities with those of the Basin-wide Environmental Watering Advisory Committee will need to be carefully structured. Nested-governance arrangements take advantage of knowledge and capacity to maximise local benefits of the pool of environmental holdings, as well as the ability to adapt to real-time opportunities to adjust environmental water-delivery schedules to achieve desired flow regimes. The MDBA offers the central coordination to ensure proper trade-offs between local and downstream benefits across the States, including the timing and delivery of environmental holdings across State boundaries.

Water quality and salinity plans identify roles for both basin-wide and State-level action. Basin salinity management is an area of past success in nested governance (Connor 2008). The Water Quality and Salinity Management Plan will set targets for the Basin-wide water quality for aquatic ecosystems as well as for drinking, recreation and irrigation water. Water-quality issues will require integration into State Water Resource Plans that will be required to incorporate Water Quality Plans to achieve the overarching objectives. Nested arrangements have been successful through technical assistance provided to the States regarding the relative effectiveness and costs of salinity-control options. These information flows link Commonwealth guidelines and capacity building at the State level to achieve water-quality objectives and promote a feedback loop for adaptive learning as States implement plans and projects under the Basin Salinity Management Strategy.

The accreditation process is outlined in the Guide as a nested arrangement that involves federal oversight of State water-sharing plans (MDBA 2010:Figure 12.2). The MDBA will set criteria for accreditation against which the States' surface and groundwater management plans will be evaluated. Approved plans are accredited for 10 years. The MDBA may recommend that a plan not be accredited, in which case the minister may overrule this recommendation or recommend that the MDBA prepare the relevant plan. If the MDBA is directed to prepare a water-resource plan, the minister may approve this plan or direct the MDBA to revise the plan. The accreditation process could be guided explicitly by a full socioeconomic cost-benefit assessment of environmental and cultural benefits.

From an institutional perspective, the objective of maximising net benefits applies in the development of the Plan and its implementation. Implementing the Plan requires basin-wide planning with State-level water-plan integration. The relative balance of top-down and bottom-up approaches could vary by phase of implementation to achieve a balance between basin-wide accountability and incentives to realise and maximise multiple benefits by means of capitalising on local incentives and knowledge. Substantial opportunities exist for developing nested institutional arrangements and governance structures that capitalise on local knowledge and expertise, whilst assuring consistency, enforcement and accountability to higher-order institutions.

Conclusions

This chapter reviewed challenges in achieving the objective of maximising the economic, social and environmental benefits of the Plan. First, we consider the importance of understanding of the economic benefits and positive externalities associated with improved environmental flows. We outlined how to do this by building on existing environmental-benefits economics and by addressing some key gaps, support for plan implementation can be improved.

Second, we outlined how realising maximum net benefits to society—at least implicitly—involves a benefit–cost framework that accounts for multiple objectives and trade-offs, temporal and spatial variations in flow, as well as the systemic risks associated with an uncertain future climate. There are multiple objectives, such as water quality, which improve with the dilution effects of more flow, with benefits of reduced salinity for irrigators, water utilities, and urban and rural consumers. More water for the environment will also enhance urban water supply reliability, reducing, or delaying, investments in alternative water supplies. The goal of maximising multiple objectives of ecosystem health, irrigation, recreation and cultural flows for Indigenous people across the regions, water quality and critical human needs is inherently complex. Continued effort to improve detailed ecological and socioeconomic understanding of how these objectives interact will allow better realisation of improved outcomes in Basin Plan implementation.

Finally, we discussed how the maximisation of net benefits depends on a robust and efficient set of institutional arrangements that combines top-down and bottom-up processes to reconcile competing and complementary goals of different planning elements at the Basin and State levels. From an institutional perspective, the objective of maximising net benefits applies in the development of the Plan and its implementation, including scope for adaptive learning. Substantial opportunities exist for developing nested institutional arrangements and governance structures, which capitalise on local knowledge and expertise, whilst assuring consistency.

enforcement and accountability to higher-order institutions. The institutions must be flexible in order to adapt to climate change and the inevitable surprises that result from limits to knowledge.

Ultimately, the process of fully understanding all costs, benefits and trade-offs will never be complete. Interactive rounds, however, which improve the understanding of the costs and benefits, can support and potentially improve decision making. Thus, there is a need for built-in, periodic updates of the evaluation of the trade-offs across multiple uses over the full life cycle of water reform. For example, under reduced rainfall and inflow scenarios, estimated benefits might be required to inform decisions between upstream and downstream environmental watering. The management of flow patterns to maximise environmental and socioeconomic values will be complex, requiring the application of the best ecological science with socioeconomic assessment. Further, the benefit–cost analysis must be slotted into a decision support framework that is dynamic and allows for adaptive learning as the Plan moves into the implementation phase.

The advantage of the benefit-cost approach is that it requires the systematic consideration of all relevant benefits and costs. Even then there will always be limits to our understanding of costs, benefits and trade-offs. Nested-governance arrangements provide coordinated institutional capacity and information flows as a response to an integrated assessment of benefits and costs at a whole-of-basin scale, over the life cycle of the Plan and with proper feedback between Commonwealth and local levels to promote adaptive learning. Implementing this framework will require updating of the shared understanding of local communities, States and the Commonwealth Government as the Plan is rolled out. This approach could also lead to more transparency in consideration of trade-offs between environmental and economic outcomes and better realisation of multiple objective outcomes.

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[1] There are, however, gaps and uncertainties that would preclude disconnecting assets from the river if guided by the precautionary principle.



Contributors

Dr Onil Banerjee

Onil is a Postdoctoral Fellow with CSIRO's Natural Resource Economics and Decision Science Group. His research interests include economy-wide natural-resource policy modelling and development.

Dr Rosalind Bark

Rosalind is a resource/ecological economist with CSIRO Ecosystem Sciences working to synthesise socioeconomic research in policy analysis.

Henning Bjornlund

Henning Bjornlund holds two academic positions: at Canada Research Water Policy and Management at the University of Lethbridge, Alberta, and as an Associate Research Professor at the University of South Australia. He has researched water-management and policy issues in Australia since 1993 and in Canada since 2005.

Leith Boully

Leith Boully and her family operate a grazing, dryland farming and irrigation property near Dirranbandi in Queensland. She is an Adjunct Professor with the School of Agriculture and Food Science at the University of Queensland and has had a long involvement in water-resource management at the local, State and national levels, including as Chairwoman of the Community Advisory Committee to the Murray–Darling Basin Ministerial Council from 1999 to 2005 and as a founding member of the Wentworth Group of Concerned Scientists.

Dr Donna Brennan

Donna was an independent consultant and held an adjunct Senior Lecturer position at the School of Agriculture and Resource Economics, University of Western Australia, as well as an honorary position at the Crawford School of Economics and Government at The Australian National University. Previously she has worked at the Australian Bureau of Agricultural and Resource Economics, the University of Sydney, the Australian Centre for International Agricultural Research and CSIRO Land and Water. Her research focused on water-resource management, particularly in the Murray–Darling Basin. She passed away in 2010.

Dr Neil Byron

Dr Neil Byron is Adjunct Professor in Environmental Economics at The Australian National University's Crawford School of Economics and Government. Previously, he was Commissioner responsible for environmental, agricultural and natural-resource management issues in the Productivity Commission from 1998 to 2010; director of ANU's graduate program in Environmental Management and Development; and Assistant Director-General of the Centre for International Forestry Research in Indonesia.

Dr Jeremy Cheesman

Jeremy Cheesman is a Principal Economist at Marsden Jacob Associates, where he specialises in resource and environmental economics and policy. He obtained his PhD from the Crawford School, ANU. He has published widely in the areas of applied water, environmental and agricultural economics, including professional peer-reviewed journal papers, book chapters, technical reports, and conference papers.

Dr Daniel Connell

Daniel is in the Crawford School of Economics and Government at ANU. He published *Water Politics in the Murray–Darling Basin* in 2007 and now researches water-management institutions and their response to climate variability in the federal political systems of Australia, South Africa, the United States, Europe, India and China.

Dr Jeffery Connor

Jeff is a natural-resource economist in the CSIRO's Ecosystem Sciences, Social and Economic Science Group, who specialises in water-resource economics. He has worked and published extensively in Murray–Darling Basin water allocation and salinity economics and policy.

Dr Katherine Daniell

Katherine Daniell is a Research Fellow in the Centre for Policy Innovation at the ANU. Her research interests include water governance, participatory risk management, climate-change adaptation and multi-level decision-aiding processes. Katherine has received a number of awards and honours for her work including a General Sir John Monash Award and being elected as a Fellow of the Peter Cullen Water and Environment Trust.

Ray Evans

Ray Evans is a Principal Hydrogeologist at Sinclair Knight Merz. He has more than 35 years' experience in Australian hydrogeology and environmental geoscience. He has worked across all hydrogeological environments in Australia, and has been heavily involved in groundwater and salinity issues in the Murray–Darling Basin for the past 27 years. His experience ranges across the hydrogeology of regional aquifer systems and sustainable yield determinations.

Professor Max Finlayson

Max is the Director of the Institute of Land, Water and Society, Charles Sturt University, and a wetland ecologist with a strong interest in wetland management and communication. He is a past chair of the international Ramsar Wetland Convention's Scientific and Technical Review panel and continues to be involved with its work on wetlands and agriculture.

Professor Douglas Fisher

Douglas teaches and researches environmental and natural-resources law in the School of Law, Queensland University of Technology. His publications include Australian Environmental Law (2003), Water Law (2000), Australian Environmental Law: Norms, Principles and Rules (2010) and an international comparative analysis, The Law and Governance of Water Resources: The Challenge of Sustainability (2009).

Dr Dustin Garrick

Dr Garrick is a geographer based in Adelaide, South Australia, as a Fulbright Scholar in the CSIRO's Water for a Healthy Country Flagship and Centre for Regulation and Market Analysis, School of Commerce at the University of South Australia. As of June 2011, he is Postdoctoral Fellow of Water Security at the University of Oxford, with a focus on the design and performance of governance arrangements for trans-boundary rivers in Australia and the western United States.

Professor R. Quentin Grafton

Quentin is Professor of Economics and Director of the Centre for Water Economics, Environment and Policy (CWEEP) at the Crawford School of Economics and Government, ANU. He was Chair of the Socio-Economic Reference Panel of the Murray–Darling Basin Commission, 2008–09. In April 2010, he was appointed to hold the UNESCO Chair in Water Economics and Trans-Boundary Water Governance.

Dr Catherine Gross

Catherine is a Visiting Fellow at the Fenner School of Environment and Society, ANU, with research interests in climate-change adaptation and fairness and justice in environmental decision making.

Mark Hamstead

Mark Hamstead is a Water Policy Consultant with Hamstead Consulting Proprietary Limited. He has 25 years' experience in water-resource management, largely in government. He prepared State-wide guidelines for water planning and water trading in New South Wales and contributed to the development of several statutory water-sharing plans. Since leaving the NSW Government in 2005, Mark has been providing advice on water policy and planning to State and national government agencies.

Dr Glenn Harrington

Dr Glenn Harrington is a Principal Research Scientist with CSIRO Land and Water based in Adelaide. He has more than 15 years' experience in the groundwater industry, having worked for both government and the private sector in Australia, and in academia in Canada.

Dr Darla Hatton MacDonald

Darla is an environmental economist at CSIRO Ecosystem Sciences working on market-based instruments, institutional arrangements and non-market valuation problems in the area of water as part of the Water for a Healthy Country Research Flagship.

Professor Ray Ison

Ray works in Geography and Environmental Science and the Monash Sustainability Institute (Uniwater), Monash University. His research spans the biophysical and social disciplines (including organisations and institutions) and has been primarily interdisciplinary and collaborative in nature. His recent work includes research on 'social learning' and the implementation of the European Union's Water Framework Directive.

Dr Sue Jackson

Sue Jackson is a geographer with CSIRO's Division of Ecosystem Sciences. She has more than 15 years' experience researching the social dimensions of natural-resource management. She has conducted many consultancies for Aboriginal representative bodies in environmental and native-title policy arenas in the Northern Territory and the Kimberley, Western Australia. Her current research

focus is Indigenous values associated with water and Indigenous participation in water-resource management. She is a research advisor to the Indigenous Water Policy Group formed by the North Australian Indigenous Land and Sea Management Alliance and a Research Associate at the Centre for Water Economics, Environment and Policy, ANU.

Qiang Jiang

Qiang Jiang has been a PhD student at The Australian National University since 2007. His thesis is about water management in the Murray–Darling Basin. Qiang has an interdisciplinary background with a Bachelor of Economics from Guangxi University, Master of Business Information Systems from the University of Wollongong, and three years' work experience with the Land and Water division of CSIRO.

Professor Jennifer McKay

Professor McKay is the inaugural director of the supported research centre — the Centre for Comparative Water Policies and Laws at the University of South Australia in Adelaide. She conducts socio legal research in Australia, USA, India, the Middle East and Spain. She was awarded a senior Fulbright fellow at UC Berkeley and has awards from the Australian Water Association.

Karlene Maywald

The Hon. Karlene Maywald has extensive experience in water politics. Karlene is a former Minister for the River Murray in the South Australian Government. She experienced first hand the tensions involved in the debate about how to implement environmentally sustainable river management when she was a National Party MP and a minister in the SA Labor Government (until March 2010).

Professor Chris Miller

Chris Miller is a professor in social work and social planning in the School of Social and Policy Studies, Flinders University. He has more than 35 years' experience in community development and social policy. He recently led a team of researchers that worked with six communities in the Murray–Darling Basin to assess the impacts of climate change.

Professor Mark Morrison

Mark is Associate Director of the Institute for Land, Water and Society at Charles Sturt University. Mark's current areas of research focus include nonmarket valuation of riverine resources, encouraging landholder participation in agro-environmental programs, climate-change communications and developing Indigenous businesses.

Dr Martin Mulligan

Dr Martin Mulligan is the Director of the Globalism Research Centre at RMIT University in Melbourne. He has a background in both environmental sociology and community development, and taught in the Social Ecology program at the University of Western Sydney before joining the Globalism Research Centre at RMIT. He has written extensively on the changing nature of community in the contemporary world and has a particular interest in ways of engaging the community in thinking about the future challenges of climate change. His books include *Ecological Pioneers: A social history of Australian ecological thought and action* (with Stuart Hill, 2001) and *Decolonizing Nature: Strategies for conservation in a post-colonial era* (with William Adams, 2006).

Professor Richard Norris

Richard is the Professor of Freshwater Ecology at the University of Canberra, and works on the biological assessment of rivers, including metal and coalmine effluents, heated water, agricultural effects, sewage effluents, siltation, environmental flows and predictive modelling. He played a central role developing Australia's National River Health Program and led the teams that undertook the Assessment of River Condition component of the first National Land and Water Resources Audit (2000) and the Snapshot of the Murray–Darling Basin River Condition (2001).

Dr Jamie Pittock

Jamie Pittock is at The Australian National University. He has a background in zoology and geography from Monash University, Melbourne, and, from 1989, he worked for various non-governmental environmental organisations. Jamie was Director of the Worldwide Fund for Nature (WWF) Global Freshwater Programme from 2001 to 2007, promoting sustainable river-basin management and representing WWF in international institutions. His research considers how our societies under climate change can better manage increasingly scarce and variable water resources to benefit people and nature.

Professor John Quiggin

John is an Australian Research Council Federation Fellow in Economics and Political Science at the University of Queensland. He is prominent both as a research economist and as a commentator on Australian economic policy. He has published more than 1000 research articles, books and reports on topics such as unemployment policy, microeconomic reform, privatisation, competitive tendering and sustainable management of the Murray–Darling system.

Stuart Richardson

Stuart Richardson is a groundwater specialist currently employed by Sinclair Knight Merz. He has 20 years of experience in salinity and groundwater management. Much of his work over the past several years has related to bringing sound science to the community and policy makers.

Dr Nick Schofield

Dr Nick Schofield is a Senior Executive Consultant with Sinclair Knight Merz specialising in water, climate change and natural-resource management, including strategic planning and futures. Nick was formerly Science Manager for Land & Water Australia.

Åsa Wahlquist

Åsa Wahlquist has been a rural journalist since 1984. She has a degree in Agricultural Science from the University of Adelaide. She has worked on ABC Radio's *Country Hour*, ABC TV's *Countrywide*, and as the rural writer for the *Sydney Morning Herald* and *The Australian*. She has won a dozen journalism awards, including a Walkley Award in 1996; the Australian Government Peter Hunt Eureka Prize for Environmental Journalism in 2005; and the European Community Journalist Award in 1994. She is the author *Thirsty Country* (2008).

Dr Philip Wallis

Philip is a Research Fellow at the Monash Sustainability Institute (Uniwater), Monash University, and a Fellow of the Peter Cullen Trust. He engages in collaborative, interdisciplinary research on social and ecological aspects of water and water governance.

Dr Jessica Weir

Jessica is the author of *Murray River Country: An Ecological Dialogue with Traditional Owners* (2009). Jessica's research focus is on the cultural dimensions of environmental issues, as well as the governance of native-title lands and waters in south-eastern Australia and the Kimberley. She works as a research fellow at the Australian Institute of Aboriginal and Torres Strait Islander Studies.

Dr Sarah Wheeler

Sarah Wheeler is a Senior Research Fellow of the Centre for Regulation and Market Analysis at the University of South Australia. Prior to graduating with her PhD in 2007, she worked in a variety of international and national organisations as a natural-resource economist and has published widely in the fields of organic farming, water markets, crime and gambling. She is currently the **Basin Futures**

chief investigator of a large Australian Research Council linkage project on water markets: 'Improving water market outcomes through a better understanding of market behaviour.'

Dr John Williams

John is a founding member of the Wentworth Group of Concerned Scientists. He is one of Australia's most respected scientists, and has led the national debate about sustainable land management. Prior to joining the NSW Natural Resources Commission in 2006, he was Chief Scientist and Chair of the Department of Natural Resources Science and Information Board. He retired from CSIRO as Chief of Land and Water in 2004. In 2005, he was awarded the prestigious Farrer Memorial Medal for achievement and excellence in agricultural science. John is currently Adjunct Professor in Agriculture and Natural Resource Management at Charles Sturt University. He is also Director of John Williams Scientific Services Pty Ltd., which provides strategic advice and analysis in Agriculture and the Natural Resource Sciences.

Professor Mike Young

Mike is the Executive Director of the Environment Institute at the University of Adelaide. He is one of the country's leading water-policy experts, with a particular focus on the Murray–Darling Basin. He has been awarded the Land & Water Australia Eureka Award for Water Research and a Centenary Medal for his contribution to environmental economics.