

Application for consent to transfer, convey, assign, mortgage, sublease or otherwise deal with a lease (Western Lands Act 1901) Section 18G



Department of Lands



Part 1

Applicant details

I/We (insert BLOCK letters full names(s) or registered proprietor(s): _____

of _____

apply for the consent of the Minister to _____
the land specified in the First Schedule, hereunder, (Insert transfer, mortgage, sublease etc)

to (insert in BLOCK letters full name(s) of proposes transferee(s): _____

of _____

First schedule

Western Lands Lease No(s). and Computer Folio No(s)	County	Area

Applicant(s) solicitor & address: _____

OFFICE USE ONLY

Prescribed fee paid \$ _____ Receipt No _____

_____ Date _____
for Western Lands Commissioner

Declaration by applicant(s)

I/We do hereby declare and affirm that:

- i) the answers to the questions in the Second Schedule are true
- ii) a certified copy of the contract or agreement for sale or sublease is enclosed
- iii) the proposed transferee(s) has completed the declaration on the separate Part 2 of this form.

Second schedule

Questions 1 to 3 MUST be answered in every application.

ALL QUESTIONS MUST BE ANSWERED WHEN TRANSFERRING OR SUBLEASING RURAL LEASES.

Second schedule			
Questions 1 to 3 MUST be answered in every application. ALL QUESTIONS MUST BE ANSWERED WHEN TRANSFERRING OR SUBLEASING RURAL LEASES.			
1. What improvements are upon the land and what is their value?		House	\$
		Buildings	\$
		Water	\$
		Fencing	\$
		Other	\$
2. Has the value of the improvements which existed at the commencement of the lease been duly paid? If not, what is the amount outstanding and who is this payable to?			
3. What is the amount of the consideration money agreed upon?			
4. What is your estimation of the fair average carrying capacity of the lease(s) in question?			
5. What other rural lands do you hold?	Tenure	County	Area
6. What is your estimation of the fair average carrying capacity of the lands being retained?			

I/We certify that no consideration other than that stated above has passed or will pass between the transferee(s) and myself/ourselves in relation to this transaction, and I/We make this solemn declaration as to the matters aforesaid conscientiously believing the same to be true and by virtue of the *Oaths Act 1900*.

Signature of Applicant(s) _____

Made before me at _____ this _____ day of _____ 20 _____

Signature of qualified witness to Statutory Declaration

Insert name in BLOCK letters, address and qualification of witness

Declaration by proposed transferee(s)

I/We _____
 (Insert in BLOCK letters full name(s) of proposed transferee(s))

of _____

do hereby declare and affirm that

- i) I am/We are the proposed transferee(s) of the land shown in the First Schedule of Part 1 of this application
- ii) the Third Schedule contains a true statement of all lands held by me/us
- iii) the answers to the questions in the Fourth Schedule are true.

Third schedule

Lands held by me/us EXCLUDING lands being purchased, subleased etc. If no lands are held write "NIL".

Tenure	County	Area	By whom held

Fourth schedule

Questions 1 to 5 MUST be answered in every application by all transferees.
 ALL QUESTIONS MUST BE ANSWERED WHEN TRANSFERRING OR SUBLEASING RURAL LEASES.

NOTE: INCOMPLETE APPLICATIONS WILL BE RETURNED UNPROCESSED.

1. What is the date of your birth(s)?	
2. What is your occupation?	
3. What is the amount of the consideration money agreed upon?	
4. What use do you intend to make of the holding? Please attach details.	
5. Do you intend to reside on the holding? If no, provide details.	

6. Do you intend to work the holding personally? If not, what other arrangements do you intend to make regarding day-to-day management?	
7. Have you fully inspected the holding? Are you aware of the conditions attached to the lease(s)?	
8. What improvements are upon the land and what is their value?	Buildings \$ Water \$ Fencing \$ Other \$
9. What has been your experience in grazing or other rural pursuits? State where you have gained your experience. ('Life-long' or 'sufficient' is not an acceptable answer to this question.	
10. What is your estimation of the fair average carrying capacity of the lease(s) in question?	
11. If the proposed transferee is a proprietary company has the information required as per Annexure 'A' been attached?	Yes No N/A
12. What property name do you intend to call the lease(s)?	

I/We certify that no consideration other than that stated in the declaration by the applicant(s) on Part 1 of this application has passed or will pass between the applicant(s) and myself/ourselves in relation to this transaction, and I/We make this solemn declaration as to the matters aforesaid conscientiously believing the same to be true and by virtue of the *Oaths Act 1900*.

Signature of Proposed Transferee(s) _____

Made before me at _____ this _____ day of _____ 20 _____

Signature of qualified witness to Statutory Declaration

Insert name in BLOCK letters, address and qualification of witness

Proposed transferee's solicitor & address _____

Annexure 'A'

Company ownership of Western Lands Lease

The Minister for Lands is prepared to consider an application for consent to transfer restricted Western Lands Leases in the Western Region to a company PROVIDED THAT THE FOLLOWING INFORMATION IS FORWARDED.

- The name, address and contact number (business and after hours) for the public officer of the company.
- "Public Officer" being a natural person who is able to respond speedily to any land husbandry requirements of the Western lands Commissioner.
- A statement stating that there is no foreign shareholding in the company or alternatively evidence of the Foreign Investment Board's approval to the foreign ownership.
- A current company search.
- If the lease was granted for rural purposes the following should also be provided.
- Information as to what resources the company has available that will allow it to exercise its stewardship over the land and meet the associated land management costs.
- This is required in addition to the information furnished in Question 1, Second Schedule and Question 8, Fourth Schedule.