



# Circular

Division: Land and Property Information  
No: 2007/10  
Date: August 2007

## Changes to Water Access Licence (WAL) dealing forms

The Department of Lands is officially registered in the Australian Business Register and also registered for GST. Its ABN is 21 804 973 362

Some existing WAL dealing forms are being changed. The affected forms are those used to record transfer of WALs to new licence holders. The revised forms include an additional page for recording information that until now has been supplied on Notices of Sale or Transfer of Land or Water Access Licence (NOS).

### Which WAL dealing forms are affected by the changes?

New forms for the following WAL dealing types will be issued:

- Form W-01T Transfer
- Form W-01TJ Transfer unilaterally severing joint tenancy
- Form W-01TP Transfer under power of sale
- Form W-02ND Notice of death
- Form W-03TA(B) Transmission application by a beneficiary, devisee or next of kin
- Form W-03TA(E) Transmission application by an executor, administrator or trustee
- Form W-04BAN Annulment of bankruptcy
- Form W-04BAP Bankruptcy application
- Form W-07ST Surrender of term transfer
- Form W-07TT Term transfer
- Form W-10CN Change of name
- Form W-11R Request to record action.

### What are the changes?

The revised forms contain an extra page headed 'Additional Information to be Provided'. For each WAL affected by the dealing the following details must be provided:

- Name, address and other contact details for the individual or corporation nominated to receive notices from the Department of Water and Energy (DWE) and other water rating agencies
- ABN/ACN or ARBN where the licence holder is a corporation
- Consideration (purchase price) if applicable
- Signature of the transferee or their legal representative attesting to the accuracy of the information provided.

The introduction of this additional page means that NOS forms will not need to accompany WAL dealings in the future.

An example of the 'Additional Information to be Provided' page is shown in the attached Form W-01T Transfer. The format of the additional page for other affected WAL dealing types will be similar but not identical in all cases.

**When will the revised forms be published?**

The new WAL dealing forms will be made available on the Lands website [www.lands.nsw.gov.au](http://www.lands.nsw.gov.au) from 27 August 2007.

The new forms must be used for WAL dealings from 1 October 2007. NOS forms will no longer be accepted in relation to WAL dealings from that date and requisitions will issue for the additional information where not supplied.

**Will the additional information provided be publicly available?**

No. 'Additional Information to be Provided' pages of WAL dealings will not be available for public inspection as they contain personal information. They will be forwarded to DWE for their use only. However the data supplied will be used to provide a summary of price and trade volume data free of charge on DWE's on-line water registers.

**Why are these changes being made?**

The NOS form is limited to supplying one address only for service of notices and the total purchase price, regardless of the number of WALs involved in the accompanying dealing.

In some cases the purchaser of a number of WALs in a single dealing needs to provide different addresses for service of notices for each licence.

DWE has advised LPI that the individual purchase price of each WAL is also required to provide a secure basis for water trading and that the provision of price data is essential for ensuring the water market is informed and operates efficiently.

**Further inquiries**

Inquiries can be directed to Dave Herron, Team Leader, Client Service Centre, by telephone on 02 9228 6783 or by email to [David.Herron@lands.nsw.gov.au](mailto:David.Herron@lands.nsw.gov.au).

Des Mooney  
Deputy Director General, Department of Lands and  
General Manager, Land and Property Information

# TRANSFER

## Section 71M Water Management Act 2000

Leave this space clear for LPI use

Before completing this form, carefully read the instructions available from Department of Lands, Land & Property Information Division (LPI). Failure to do so may lead to rejection. All handwriting must be in block capitals.

**PRIVACY NOTE:** The Water Management Act 2000 authorises the collection of the information required by this form for the establishment and maintenance of the Water Access Licence Register. That Act allows for public access to the Register and for ministerial disclosure of information contained in the Register.

(A) STAMP DUTY Leave this space clear for Office of State Revenue use

CODE	DETAILS OF THE PERSON OR FIRM LODGING THIS FORM FOR REGISTRATION AT LPI			
<b>T</b>	(B) Delivery Box	(C) Name, Address or DX and Telephone	(D) Reference	(E) Dealing No. .... of .....

(F) WATER ACCESS LICENCE NUMBER	(G) LICENCE TENURE TYPE
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(H) TRANSFEROR

(I) TRANSFEREE	(J) TENANCY
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(K) HOLDING TRANSFERRED *Not to be a volume of water or a number of unit shares: see instructions for completion*

(L) CONSIDERATION

- (M) The transferor acknowledges receipt of the consideration and transfers to the transferee—
- all the transferor's rights in the above water access licence.
  - the holding specified in the above water access licence.

Dated .....

I certify that the transferor, with whom I am personally acquainted or as to whose identity I am otherwise satisfied, signed this dealing in my presence.

Signature of witness:

Name of witness:

Address of witness:

Certified correct for the purposes of the Water Management Act 2000 by the transferor.

Signature of transferor:

I certify that the transferee, with whom I am personally acquainted or as to whose identity I am otherwise satisfied, signed this dealing in my presence.

Signature of witness:

Name of witness:

Address of witness:

Certified correct for the purposes of the Water Management Act 2000 by the transferee.

Signature of transferee:

If signed on the transferee's behalf by a solicitor or barrister, insert the signatory's full name and capacity below:

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**ADDITIONAL INFORMATION TO BE PROVIDED**

*Leave this space clear for LPI use*

Regulation 31(2) Water Management (General) Regulation 2004

**PRIVACY NOTE:** The information provided below will not form part of the Water Access Licence Register and therefore will not be available to the public through the Department of Lands. For any enquiries regarding the use of this information contact the Department of Water and Energy.

EVIDENCE NUMBER

1. Separate details must be provided for each licence in the transfer.
2. If the address details are the same for each licence, complete the first panel only and insert "as above" in the following panels.
3. Consideration must be shown for each licence in the transfer.
4. The total consideration for all the licences in the transfer must also be shown.
5. If the consideration is other than an amount of money show "\$0.00".
6. This form must be signed by or on behalf of the transferee(s) as on the transfer form itself. The signature(s) need not be witnessed.
7. A contact licence holder must be nominated for each licence. A contact licence holder is the licence holder to whom notices and other correspondence will be sent and who will receive invoices relating to the fees and water charges associated with the licence. Where there are multiple licence holders, one only must be nominated. Where the contact licence holder is a corporation its ABN, ACN or ARBN must be provided. The contact licence holder's daytime telephone number during must be provided. It will be used by the licence regulator or water delivery authority to seek any necessary clarification of information relating to the licence.
8. If the space provided is insufficient attach additional sheets in the same format as this sheet.

Water Access Licence No.	Consideration	Contact licence holder's details
	\$	ABN/ACN/ARBN: Name: Address: City/Suburb/Town: Postcode: Daytime telephone number:
	\$	ABN/ACN/ARBN: Name: Address: City/Suburb/Town: Postcode: Daytime telephone number:
	\$	ABN/ACN/ARBN: Name: Address: City/Suburb/Town: Postcode: Daytime telephone number:
	\$	ABN/ACN/ARBN: Name: Address: City/Suburb/Town: Postcode: Daytime telephone number:
<b>TOTAL CONSIDERATION</b>	\$	

The transferee states that the information provided herein is accurate and true.

Signature of transferee:

If signed on the transferee's behalf by a solicitor or barrister, insert the signatory's full name and capacity below:

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