

Application to amalgamate Licences to Take and Use Water and Operate Works

What is this application form for?

Use this form to make application form to amalgamate a number of Licences to Take and use Water and to Operate Works.

This application combines the requirements for the amalgamation of two or more:

- Licences to Take and Use Water (Section 51 Water Act 1989) and
- Licences to Operate Works (Section 67 Water Act 1989).

What to do:

- Read the accompanying explanatory notes and refer to the current fee schedule (which can be obtained by calling 03 5826 3601 or downloaded from www.g-mwater.com.au) before you fill out the form.
- Complete the form in full ensuring all relevant information is provided.
- Complete the checklist. Incorrect information may result in your application being refused. **Your application will be returned if it is Ineligible or incomplete.**
- Send the form, any required documentation and the application fee to: Goulburn Murray Water, PO Box 165, TATURA , VIC 3616.
- Goulburn-Murray Water accepts payment by cheque or credit card.



Application form

Amalgamate Licences to Take and Use Water and Operate Works

Part 1 - Details of new licence to be issued upon amalgamation

1. LICENCES TO BE AMALGAMATED

Refer to: *Assistance with completing application form* (attached) to determine the correct application type

- Licences to Take and Use Groundwater Licences to Take and Use Surface Water

Licence Numbers:

2. DETAILS OF APPLICANTS FOR NEW LICENCE

Please list full names, initials are not acceptable - if more than 3 licensees please note in the space provided

Applicant No 1: (Individual or company name).....

Applicant No 2: (Individual or company name).....

Additional applicants:

Postal Address:

..... Postcode:

Telephone number: () Mobile number:

Fax Number: Email:

3. DESCRIPTION OF LAND ON WHICH THE WORKS ARE LOCATED AND WATER IS TO BE TAKEN & USED

Property address:

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Parish

Note: If additional lands are required please attach a separate list to this application. If any land is not in the ownership of the licensee/s please complete *Annexure 1 - Consent of Landowners* (attached).

Protecting your privacy
Goulburn-Murray Water protects your privacy by collecting and handling your personal information in accordance with the requirements of the *Information Privacy Act 2000*. The personal information collected in this form will only be used for the purpose of administering your application. It will only be disclosed to appropriate staff in regard to the purpose for which it was provided. Failure to provide the information sought in this form may result in processing delays. You have a right to access and correct the personal information you provide to Goulburn-Murray Water. For further information regarding Goulburn-Murray Water's privacy statement please refer to our website at www.g-mwater.com.au

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4. DETAILS OF NEW LICENCE - TO BE ISSUED UPON AMALGAMATION

BORE/PUMP/ SERVICE POINT NUMBER:	PROPOSED EXTRACTION RATE (ML/DAY)	VOLUME REQUESTED	USE TYPE
Total volume of new licence: (must equal the volume of all licences listed in Part 2)			

Each existing licensee must provide their individual details in Part 2 of this application form.

5. DECLARATION OF APPLICANT/S FOR NEW LICENCE

I confirm that the information supplied in this application is complete and correct to the best of my knowledge. I am aware that it is an offence to supply false or misleading information.

I acknowledge that Goulburn Murray water may release information contained in this application, at the discretion of G-MW to relevant parties and organisations in accordance with relevant legislation.

Signature of applicant 1 Date:

Printed name:

Signature of applicant 2 Date:

Printed name:

Additional applicants:

Signature(s)..... Date:

Printed name: Date:

Printed name: Date:

Printed name: Date:

If the name of the applicant is a Company name please provide the following details:

ACN No: Position (eg director):

Please Refer to the application notes for information about who should sign this application.



Application form

Amalgamate Licences to Take and Use Water and Operate Works

Part 2 - Details of existing licences to be amalgamated

If there are more than 2 licences please photocopy this page and complete for other licences.

1. CURRENT LICENSEE DETAILS (Licence No. 1)

Please list full names, initials are not acceptable - if more than 3 licensees please note in the space provided

Licence Number: Licensed Volume:.....(ML)

Applicant No 1: (Individual or company name).....

Applicant No 2: (Individual or company name).....

Postal Address:

..... Postcode:

Telephone number: () Mobile number:

Fax Number: Email:

2. DECLARATION OF CURRENT LICENCE HOLDER/S - (Licence No. 1)

I confirm that the information supplied in this application is complete and correct to the best of my knowledge. I am aware that it is an offence to supply false or misleading information.

I acknowledge that Goulburn Murray water may release information contained in this application, at the discretion of G-MW to relevant parties and organisations in accordance with relevant legislation.

Signature of applicant 1 Date:

Printed name:

Signature of applicant 2 Date:

Printed name:

Additional applicants:

Signature(s)..... Date:

Printed name: Date:

Printed name: Date:

Printed name: Date:

If the name of the applicant is a Company name please provide the following details:

ACN No: Position (eg director):

Please Refer to the application notes for information about who should sign this application.

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Amalgamate Licenses to Take and Use Water and Operate Works



3. CURRENT LICENSEE DETAILS (Licence No.2)

Please list full names, initials are not acceptable - if more than 3 licensees please note in the space provided

Licence Number: Licensed Volume:.....(ML)

Applicant No 1: (Individual or company name).....

Applicant No 2: (Individual or company name).....

Postal Address:

..... Postcode:

Telephone number: () Mobile number:

Fax Number: Email:

4. DECLARATION OF CURRENT LICENCE HOLDER/S - (Licence No. 2)

I confirm that the information supplied in this application is complete and correct to the best of my knowledge. I am aware that it is an offence to supply false or misleading information.

I acknowledge that Goulburn Murray water may release information contained in this application, at the discretion of G-MW to relevant parties and organisations in accordance with relevant legislation.

Signature of applicant 1 Date:

Printed name:

Signature of applicant 2 Date:

Printed name:

Additional applicants:

Signature(s)..... Date:

Printed name: Date:

Printed name: Date:

Printed name: Date:

If the name of the applicant is a Company name please provide the following details:

ACN No: Position (eg director):

Please Refer to the application notes for information about who should sign this application.

Application form

Amalgamate Licenses to Take and Use Water and Operate Works



Credit Card Payment Authority

Applicant/company name:

Payment for Application - Licence to Take and Use Water and Operate Works - Amalgamation

CREDIT CARD DETAILS

Please tick (✓) appropriate card:

CREDIT CARD DETAILS:

MasterCard

Visa

Card No

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Expiry date _____

Total \$ _____

Cardholder's name

Cardholder's signature

This page is destroyed by Goulburn-Murray Water after the Credit Card transaction has been processed.

Protecting your privacy

Goulburn-Murray Water protects your privacy by collecting and handling your personal information in accordance with the requirements of the *Information Privacy Act 2000*. The personal information collected in this form will only be used for the purpose of processing your credit card payment and will be destroyed once your payment has been processed. It will only be disclosed to appropriate staff in regard to the purpose for which it was provided. Failure to provide accurate or complete information may result in processing delays. You have a right to access and correct personal information you provide to Goulburn-Murray Water. For further information regarding Goulburn-Murray Water's Privacy Policy please refer to our website at www.g-mwater.com.au

Application form

Amalgamate Licenses to Take and Use Water and Operate Works



General information and explanatory notes (retain for future reference)

What is the purpose of amalgamating licences?

If a property is being operated as a single farming and financial enterprise and currently has a number of licenses covering multiple land parcels, the licensees may apply to amalgamate the licenses into a single licence. Existing licenses may only be amalgamated into one licence if the following conditions are met:

- The total volume of the amalgamated licence is equal to the volume of the existing licenses.
- The lands currently included on the various licenses to be amalgamated must be contiguous to each other. That is the boundary of each land parcel must touch the boundary of at least one of the other parcels.
- The properties must be operating as a single farm or financial enterprise

Why do I need a Licence to Take and Use Groundwater and Operate Works?

Under the provisions of the Water Act 1989, any person who wishes to take and use water must first obtain a licence to take and use water and operate the works.

What does a Licence to Take and Use Water and a Licence to Operate Works authorise?

A Licence to Take and Use water authorises the licensee to extract water and use it for irrigation, commercial or other purposes. A licence to operate works authorises the licensee to use the works to extract water for this purpose. The licences detail the licence conditions and the volume of water which can be extracted from the licensed works.

What if I wish to amalgamate a number of licences and the lands are non-contiguous?

To take and use water on a parcel of land which is non-contiguous to land on your existing licence G-MW must approve an application to permanently transfer the licensed volume to a new (or existing) licence which includes the other land. Contact the Licensing Unit for details about this application.

What does the application fee cover?

Application fees cover the full cost of undertaking a licence assessment in accordance with G-MW's obligations under the *Water Act 1989*. This includes administering the application, undertaking a full site inspection and reviewing any submissions made in relation to your application. In many cases a technical assessment may be required to determine if extraction of water may have any adverse impacts on other users in your area or the environment. The costs of technical investigations are borne by the applicant.

The base application fee allows for the amalgamation of two licenses into one new licence. If there are more than two licenses to be amalgamated, an additional fee applies per licence for the third and subsequent licenses.

Do I have to pay all charges on the existing licenses prior to the amalgamation being approved?

Yes, any outstanding charges must be paid in full for all licenses which will be subject to the amalgamation. For specific details about which charges will apply to your licence, please contact the Licensing Unit.

What happens after I lodge my application?

After you lodge your application G-MW will notify you in writing that it has been received. The timeframe to complete an assessment will vary depending on the nature of your application. There may be delays if you are required to engage a consultant to conduct a technical assessment in support of your application. G-MW can not make a decision in relation to an application until all relevant information is received. If delays are expected you will be notified by G-MW. When the decision has been made to your application you will be notified in writing of the outcome, either that the application has been approved or refused. Application fees are not refundable if an application is refused.

Application form

Amalgamate Licences to Take and Use Water and Operate Works



Assistance with completing the application form

This application form is required to be completed when applying for the amalgamation of existing licences. It combines the requirements for:

- Licence to Take and Use Water (Section 51, Water Act 1989) and
- Licence to Operate Works (Section 67, Water Act 1989).

How do I get more information or assistance with completing this form?

Read the information included below, and if you need further assistance contact the Licensing Unit between 8.00am and 4.45pm Monday to Friday

Telephone: (03) 5826 3601 or 1800 013 357 (fee call from most fixed line phones)

Facsimile: (03) 5824 5815

Email: licensingadmin@g-mwater.com.au

Completing Part One

Question 1 - Please indicate the type of licences which are to be amalgamated

Please select the type of licenses you wish to amalgamate. You should also include the licence numbers. If you do not know your licence numbers please contact the Licensing Unit.

Question 2 - Details of proposed licensee

All person/s listed on licence must complete and the application. If the applicant is a company, evidence must be provided that the person/s has authority to act on behalf of the company.

Question 3 - Description of land on which the works are located and water to be used

Applicants must provide details of the land/s where the work/s are located and where the water is to be taken and used. The current ownership of this land must also be verified. To ensure this information is accurate G-MW requires a current copy of the title/s for all land. If the work/s are located on land that is not in the applicant's ownership, written consent from the landowner also is required.

A Registered Title Search Statement for each separate title must be provided. An example of an acceptable Registered Search Statement is attached.

How can I get a copy of my land titles?

You can obtain a registered search statement for land titles by:

- Accessing the Land Titles office via the internet at www.land.vic.gov.au or phone (03) 8636 2456
- Requesting that G-MW complete the searches on your behalf.
- Contacting your solicitor or legal advisor to conduct the search on your behalf (fees may apply)

Question 4 - Details of new licence to be issued after amalgamation

Please provide details of any known reference numbers for the works (bore/ pump or service points) and the proposed extraction rates and volume for the new licence. If you do not have the reference numbers please provide any known information. Please note that the total volume of the new licence must be equal to the volume of the existing licences.

Question 5 - Declaration of Applicant/s (new licensee/s)

All person/s listed on the current licence must complete and sign the application. If any person executes the document on behalf of another person or party, they must provide evidence of their authorisation. This can be in the form of a Power of Attorney or other legal document.

If the applicant is a company, evidence must be provided that the person/s signing the application has authority to sign on behalf of the Company. This must be in the form of a current copy of an ASIC Company Search listing all directors and/or office bearers which is not more than three months old.

Application form

Amalgamate Licenses to Take and Use Water and Operate Works



Completing Part Two

Question 1 & 3- Current Licensee details

All person/s listed on licence must complete and the application. If the applicant is a company, evidence must be provided that the person/s has authority to act on behalf of the company.

Question 2 & 4 - Declaration of Applicant/s

All person/s listed on the current licence must complete and sign the application. If any person executes the document on behalf of another person or party, they must provide evidence of their authorisation. This can be in the form of a Power of Attorney or other legal document.

If the applicant is a company, evidence must be provided that the person/s signing the application has authority to sign on behalf of the Company. This must be in the form of a current copy of an ASIC Company Search listing all directors and/or office bearers which is not more than three months old.

How can I obtain a copy of my Company Search Extract?

You can obtain a company search extract by:

- Accessing the internet service at www.asic.gov.au or phone (03) 5177 3988
- Requesting that G-MW complete the searches on your behalf.
- Contacting your solicitor or legal advisor to conduct the search on your behalf (fees may apply).

Additional application requirement

To consider an application for the amalgamation of a number of licences into one new licence G-MW must be satisfied that the lands which will be included on the new licence are being operated as a single farming and financial enterprise.

To meet this requirement all applicants must complete the attached Statutory Declaration and lodge it with this application. Annexure 2 is provided for this purpose.

Application form

Amalgamate Licenses to Take and Use Water
and Operate Works



Example of a Registered Search Statement produced for a land title from Land Victoria



SAMPLE ONLY

Copyright State of Victoria. This publication is copyright.
No part may be reproduced by any process except in accordance with
the provisions of the Copyright Act and for the purposes of Section
32 of the Sale of Land Act 1962 or pursuant to a written agreement.

The information is only valid at the time and in the form obtained
from the LANDATA REGD TM System. The State of Victoria accepts no
responsibility for any subsequent release, publication or reproduction
of the information.

REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 88888 FOLIO 999

Security no : 888888888888E

Produced 17/03/2010 09:30 am

LAND DESCRIPTION

Lot x on Plan of Subdivision 999999.
PARENT TITLE Volume 888888 Folio 999
Created by instrument 888888 24/04/1919

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors
JOHN DOE
MARY DOE both of 9999 SMITH ST MELBOURNE 3051
S999999F 09/11/1992

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AC9999999A 25/09/2003
BENDIGO BANK LTD

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE TP9999999P FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL
-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)
Street Address: 999999 SMITH ST MELBOURNE VIC 3186

Application form



Annexure 1 - Consent of land owner

PROFORMA FOR CONSENT OF LAND OWNER

Applicants must provide consent from land owners if an application for a licence includes land owned by a party other than the proposed licensee/s.

I / We (print names):

Of (Postal Address):

being the legal owners of the land known as:

Property address:

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Vol:Fol:Lot No:Plan No:Crown Allotment:Section:.....

Parish:

Authorise:

please include names of all Licence Holder(s)

of (Postal Address):.....

to access this land for the purpose of operating works (bore/s) and extracting/using groundwater.

Indicate Licence No: (if known).....

Signature(s) of all land owners.....

Print Name(s)

Date:

*if land title(s) are in the name of a company or other legal entity, an authorised officer (eg Director) must sign and provide evidence of this authorisation (ie Company extract).

Application form



Annexure 2 - Statutory Declaration

STATUTORY DECLARATION SINGLE FARMING AND FINANCIAL ENTERPRISE

This Statutory Declaration must be completed if licensed land is being operated as a single farming and financial enterprise.

I / We.....

Of.....

in the State of Victoria do solemnly and sincerely declare that the lands described below are owned and operated as a single farming and financial enterprise.

Licence No's:

Vol: Fol: Lot No: Plan No: Crown Allotment: Section:

Vol: Fol: Lot No: Plan No: Crown Allotment: Section:

Vol: Fol: Lot No: Plan No: Crown Allotment: Section:

Vol: Fol: Lot No: Plan No: Crown Allotment: Section:

Parish

And I / We make this solemn declaration, conscientiously believing the same to be true, and by virtue of the provisions of an Act of the Parliament of Victoria rendering persons making a false declaration punishable for wilful and corrupt perjury.

Declared at in the State of Victoria this.....

..... day of Two Thousand and

Applicant/s Signature/s (All applicants are required to sign)

Before me (Authorised persons signature)

Print name:

Position:

(Position of person authorised to witness Statutory Declaration - see next page for list of authorised persons)

Application form



Annexure 2 - Statutory Declaration

PERSONS AUTHORISED TO WITNESS STATUTORY DECLARATIONS

A Justice of the Peace or a Bail Justice

A Notary Public

A Barrister or Solicitor of the Supreme court

A clerk to a Barrister or Solicitor

The Prothonotary or a Deputy Prothonotary of the Supreme court

The Registrar or a Deputy Registrar of the County court

The Principal Registrar of the Magistrates court

The Registrar of Probates or an Assistant Registrar of Probates

The Associate to a Judge of the Supreme court or the County court

The Secretary of a Master of the Supreme court of the County court

A person registered as a patent Attorney under Part XV of the Patents Act 1952 of the Commonwealth

A fellow of the Institute of Legal Executives (Victoria)

A member of the Police force

The Sheriff or a Deputy Sheriff

A member or former member of either House of the Parliament of Victoria

A member or former member of either House of the Parliament of the Commonwealth

A councillor of a municipality

A town clerk or shire secretary

A legal qualified medical practitioner

A dentist

A veterinary surgeon

A pharmacist

A principal in the teaching service

The manager of a bank

A member of the Institute of Chartered Accountants in Australia or the Australian Society of Accountants or the National Institute of Accountants

The secretary of a building society

A minister of religion authorised to celebrate marriages

A person who holds an office in the public service (of Victoria) that is prescribed as an office of which the holder may witness statutory declarations