

Application to subdivide a Licence to Take and Use Water and Operate Works

What is this application form for?

Use this form to make application form to subdivide a Licence to Take and use Water and to Operate Works.

This application combines the requirements for subdivision and assignment of:

- A Licence to Take and Use Water (Section 51 Water Act 1989) and
- A Licence 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

Subdivide a Licence to Take and Use Water and Operate Works



Part 1 - Assignment of Licence by Licensee

1. LICENCE TO BE SUBDIVIDED AND ASSIGNED

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

- Licence to Take and Use Groundwater Licence to Take and Use Surface water

Licence Number:

2. CURRENT LICENSEE DETAILS

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. SUBDIVISION AND ASSIGNMENT DETAILS - NEW LICENCES TO BE ISSUED AFTER SUBDIVISION

Total volume of existing licence (ML)

ASSIGNEE REFERENCE NO.	NAME/S OF ASSIGNEE	VOLUME TO BE ASSIGNED (ML)
1		
2		
3		
4		
5		
Total volume: (must equal the volume of the existing licence:		

Each assignee must provide their individual details in Part 2 of this application form. If the licence is to be subdivided into more than 3 portions please photocopy pages from Part 2 and complete for additional portions.

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4. DECLARATION OF EXISTING LICENCE HOLDER/S

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.

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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Part 2 - Details of assignment/s of the subdivided licence

Assignee Reference No. 1

1. APPLICANT/S DETAILS

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:

2. 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)*.

3. DETAILS OF NEW LICENCE TO BE ISSUED AFTER SUBDIVISION

BORE/PUMP/ SERVICE POINT NUMBER:	PROPOSED EXTRACTION RATE (ML/DAY)	VOLUME REQUESTED	USE TYPE
Total (must equal the volume listed in Reference 1 in Part 1:			

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4. DECLARATION OF APPLICANTS - ASSIGNEE REFERENCE 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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Subdivide a Licence to Take and Use Water and Operate Works



Assignee Reference No. 2

1. APPLICANT/S DETAILS

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:

2. 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)*.

3. DETAILS OF NEW LICENCE TO BE ISSUED AFTER SUBDIVISION

BORE/PUMP/ SERVICE POINT NUMBER:	PROPOSED EXTRACTION RATE (ML/DAY)	VOLUME REQUESTED	USE TYPE
Total (must equal the volume listed in Reference 2 in Part 1:			

Application form

Subdivide a Licence to Take and Use
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4. DECLARATION OF APPLICANTS - ASSIGNEE REFERENCE 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.

Protecting your privacy

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Application form

Subdivide a Licence to Take and Use
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Assignee Reference No. 3

1. APPLICANT/S DETAILS

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:

2. 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)*.

3. DETAILS OF NEW LICENCE TO BE ISSUED AFTER SUBDIVISION

BORE/PUMP/ SERVICE POINT NUMBER:	PROPOSED EXTRACTION RATE (ML/DAY)	VOLUME REQUESTED	USE TYPE
Total (must equal the volume listed in Reference 3 in Part 1:			

Application form

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4. DECLARATION OF APPLICANTS - ASSIGNEE REFERENCE 3

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.

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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Subdivide a Licence 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 - (Subdivision)

CREDIT CARD DETAILS

Please tick (✓) appropriate card:

CREDIT CARD DETAILS:

MasterCard

Visa

Card No

--	--	--	--

--	--	--	--

--	--	--	--

--	--	--	--

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

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Subdivide a Licence to Take and Use Water and Operate Works



General information and explanatory notes (retain for future reference)

What is the purpose of subdividing a Licence?

If land which is supplied under an existing licence is subdivided, the licensee may consider the option of subdividing the licence and assigning a portion of the existing licensed volume to each of the resulting properties. An existing licence may only be subdivided into a number of new licenses if the following conditions are met:

- The total volume of the new licences are equal the original licence volume.
- All proposed assignee/s can demonstrate the ability to access the source of supply (via a waterway or bore).
- The land title which has been subdivided was already included on the existing licence.

Why do I need to ensure the subdivided lots only access water under a Licence to Take and Use Water
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 assign a portion of my licensed volume to the owner or occupier of land which is not currently on the licence?

To assign a whole or part of a licence to land other than the land currently licensed, G-MW must approve an application to permanently transfer the licence. 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 subdivision of one licence into two. If there are to be more than two new licenses assigned an additional fee applies per licence for the third and subsequent licenses.

Are there ongoing costs associated with having a Licence?

Yes, each Licence to Take and Use Water is subject to annual fixed charges, issued by G-MW in July each year. Each of the licenses resulting from a subdivision will attract a separate annual charge. If there are any outstanding charges on the licence to be subdivided they will be transferred proportionally to the new licenses which are issued upon subdivision. For specific details about which charges will apply to the licenses, 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 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

Subdivide a Licence to Take and Use
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Assistance with completing the application form

This application form is required to be completed when applying for a subdivision of an existing licence. 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 (free call from most fixed line phones)

Facsimile: (03) 58 24 5815

Email: licensingadmin@g-mwater.com.au

Completing Part One

Question 1 - Please indicate type of Application

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

Question 2 - Details of current 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 - Subdivision and assignment details - new licences to be issued after subdivision

Each person or party who is to be assigned a portion of the licence should be listed in the table and allocated a reference number. Part 2 of the application form should then be completed by the person/s listed under each reference number. If the licence is to be subdivided into more than three portions, the relevant pages from Part 2 should be photocopied and completed by the other assignees and attached to the application form.

Multiple parties can apply under one assignment, providing all details are included on the application form.

Question 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.

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Subdivide a Licence to Take and Use Water and Operate Works



Completing Part Two

Question 1 - Applicant/s details (Assignee/s)

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

Include details of all land on which you intend to take and/or use water. To ensure this information is accurate G-MW requires a current copy of the title/s for all land. If the land that is not in the applicant's ownership, written consent from the landowner also is required. Please complete Annexure 31 - Consent of Landowner for this purpose.

A Registered Title Search Statement for each separate title must be provided. Rates notices will not be accepted.

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 3 - Details of new licence to be issued after subdivision

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

Question 4 - Declaration of Applicant/s (Assignee/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).

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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 AC99999999A 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 TP99999999P 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

Appendix 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 and extracting/using water.

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).