

## Form 4

### Guide to the Application Internal Permanent transfer

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This application is used to apply to Coleambally Irrigation Co-operative Limited for consent to a permanent transfer of any combination of water entitlements, delivery entitlements and shares, without a corresponding transfer of land or infrastructure.

Please refer to the [Guide to Permanent Trades](#) for further detail and explanation of the permanent trade processes.

Note: If there is water entitlement attached to this landholding which is not going to be part of this transaction nor being retained by the Transferor as a Non-Member it will be necessary to complete the transfer or transformation of the water entitlement prior to this application being considered.

### Checklist

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The following is a list of documentation required for processing of this application:

- ☐ Form 4 duly completed
- ☐ Consent or Discharge of Mortgage by encumbrancee
- ☐ Original Share / Water Entitlements / Delivery Entitlement Certificates for both Landholdings
- ☐ Confirmation of settlement / Notice of Sale
- ☐ Payment of all relevant charges (current and arrears)
- ☐ A Liability Statement has been produced by this office
- ☐ Payment of the prescribed fee as per the Schedule of Charges can be found at [www.colyirr.com.au](http://www.colyirr.com.au) under Fees and Pricing

### Completing the Application

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- 1) All handwriting should be in BLOCK letters in blue or black ink.
- 2) If there is insufficient space on any part of the form, please attach an annexure, labelled beginning at the letter "A", and refer to the annexure at the relevant position on the form.
- 3) The application must be executed by ALL registered proprietors. If executing as attorney, please make note of the power of attorney and provide evidence.
- 4) Follow any other instructions provided with the relevant forms / pages.
- 5) Submit completed applications to:  
The Company Secretary  
Coleambally Irrigation Co-operative Limited  
PO Box 103  
COLEAMBALLY NSW 2707

### Enquiries

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For all enquiries or further information regarding this application, please contact Coleambally Irrigation on 02 6954 4003 or email [cosec@colyirr.com.au](mailto:cosec@colyirr.com.au)

**Form 4**  
**Transferor's Application**  
**Internal Permanent transfer**

**Transferor Details**

Name

Address



Phone

Mobile

Email address

Farm No.

or Non Member Water Entitlement Holder Ref No.

**Particulars Associated with Transfer**

Water Entitlements



Class (please circle)

Water Entitlements



Class (please circle)

Delivery Entitlements



Class (please circle)

Delivery Entitlements



Class (please circle)

Shares

If some or all of the Water Entitlements are to be retained by the Transferor as a Non Member Water Entitlement holder, please completed a separate CACL Form 4 and sign a Non-Member contract as a condition of this sale.

If some or all of the Delivery Entitlements are to be terminated the Transferor is required to complete a Form 6 to confirm the treatment of the Delivery Entitlements and/or Shares as a condition of this sale.

If security is required to be provide by the Transferor, to recover ongoing access fees may as the number of delivery entitlements remaining exceeds five (5) times the number of water entitlements remaining, then CACL will contact you prior to settlement.

The Transferor(s), by their signatures below, apply to Coleambally Irrigation Co-operative Limited for transfer of the land, infrastructure and/or entitlements as specified above to the Transferee as indicated in the Transferee's application.

**Transferor:** Signed by the Transferor on in the presence of:

DATED \_\_\_\_\_

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of Transferor or Director*

\_\_\_\_\_  
*Name of Transferor or Director (BLOCK letters)*

\_\_\_\_\_  
*Name of witness (BLOCK letters)*

\_\_\_\_\_  
*Signature of additional Transferor or  
 Director/Company Secretary*

\_\_\_\_\_  
*Name of additional Transferor or  
 Director/Company Secretary (BLOCK letters)*

**Form 4**  
**Transferee Application**  
**Internal Permanent transfer**

**Transferee Details**

Name

Address



Phone

Mobile

Email address

Farm No.

or Non Member Water Entitlement Holder Ref No.

**Particulars Associated with Transfer**

Water Entitlements



Class

Water Entitlements



Class

Delivery Entitlements



Class

Delivery Entitlements



Class

Shares

If security is required to be provided by the Transferor to recover ongoing access fees may as the number of delivery entitlements after this transfer is completed exceeds five (5) times the number of water entitlements remaining, then CICL will contact you prior to settlement.

**Foreign Ownership of Water Entitlements**

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By ticking this box, the Transferee(s) confirm that this farm and its associated Water Entitlements will be foreign owned (in accordance with the <https://www.ato.gov.au/General/Foreign-investment-in-Australia/Water-Register/> guidelines), and applies to Coleambally Irrigation Co-operative Limited to register this ownership status on its Member and non-Member Registers.

The Transferee(s), by their signatures below:

1. apply to Coleambally Irrigation Co-operative Limited for transfer of the land, infrastructure and entitlements as specified above, and
2. acknowledge the acceptance of all liabilities attached to this landholding (including the annual water invoice issued 30 June each year)

**Transferee:** Signed by the Transferee on in the presence of:

DATED \_\_\_\_\_

\_\_\_\_\_  
 Signature of witness

\_\_\_\_\_  
 Signature of Transferee or Director

\_\_\_\_\_  
 Name of Transferee or Director (BLOCK letters)

\_\_\_\_\_  
 Name of witness (BLOCK letters)

\_\_\_\_\_  
 Signature of additional Transferee or  
 Director/Company Secretary

\_\_\_\_\_  
 Name of additional Transfer or  
 Director/Company Secretary (BLOCK letters)

**Form 4****Assignment of Available Water associated with this Permanent Transfer**  
**Internal Permanent transfer**

The Transferee(s) and Transferor(s), by their signatures below:

1. acknowledge that CICL will transfer any announced allocation and carryover with the water entitlement to the new owner at settlement.
2. acknowledge that the associated member benefit and/or additional water offers will be transferred to the new owner of the delivery entitlements, as will the financial liability associated, at settlement.
3. understand that CICL will not finalise transactions where as a result of the transfer will result in a negative balance on the Transferor(s) (vendors) farm.
4. understand that if the Transferor(s) (vendors) and Transferee(s) (purchasers) require a different arrangement to 1 or 2 above, please complete the section below and CICL will transfer the volume indicated to the Transferor (Vendor) at settlement

ML of available water associated with the Water Entitlements listed on page 2 & 3 to be transferred to the Transferor (Vendor) at settlement; and/or

ML - Available Member Benefit to be transferred to the Transferor(s) (Vendor) at settlement; and/or

ML - Available Additional Water Offer(s) and the financial liability associated to be transferred to the Transferor(s) (Vendor) at settlement.

**Transferor:** Signed by the **Transferor** on in the presence of: DATED \_\_\_\_\_

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of Transferor or Director*

\_\_\_\_\_  
*Name of Transferor or Director (BLOCK letters)*

\_\_\_\_\_  
*Name of witness (BLOCK letters)*

\_\_\_\_\_  
*Signature of additional Transferor or Director/Company Secretary*

\_\_\_\_\_  
*Name of additional Transferor or Director/Company Secretary (BLOCK letters)*

**Transferee:** Signed by the **Transferee** on in the presence of: DATED \_\_\_\_\_

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of Transferee or Director*

\_\_\_\_\_  
*Name of Transferee or Director (BLOCK letters)*

\_\_\_\_\_  
*Name of witness (BLOCK letters)*

\_\_\_\_\_  
*Signature of additional Transferee or Director/Company Secretary*

\_\_\_\_\_  
*Name of additional Transferee or Director/Company Secretary (BLOCK letters)*

**Form 4**  
**Transferor's Statutory Declaration**  
**Internal Permanent transfer**

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I/We  *Name(s)*

of  *(Address)*

Solemnly and sincerely declare that:

1. I/We are the Transferor(s) in the attached application for permanent transfer of \* shares/ delivery entitlements / water entitlements / land / infrastructure to:

*(Transferee)*

2. I/We declare that:

- a. The following parties hold the specified interests in the \* shares / delivery entitlements//water entitlements / land / infrastructure
- b. I/We have procured the agreement in writing of the mortgagee/s who hold an interest in the Landholding and/or entitlements the subject of this application.

*(Mortgagee)*

and I/We make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Oaths Act, 1900 (NSW).

MADE and declared at  in the state of

on  in the presence of:

\_\_\_\_\_  
*Signature of Justice of the Peace / Solicitor*

\_\_\_\_\_  
*Signature of Declarant*

\_\_\_\_\_  
*Name of Justice of Peace / Solicitor*

\_\_\_\_\_  
*Signature of additional Declarant (if more than one)*

\* *delete inapplicable reference*