

Return by fax to: (03) 5898 3305

APPLICATION : EXTERNAL ANNUAL TRANSFER OF WATER FROM MIL

This form **must** be accompanied by:

- State Water Application to Assign Water Allocations Form 71 with **Buyer** section completed
- Payment for Murray Irrigation's transfer fee of \$56
- State Water transfer fee (\$50 + \$0.50/ML up to max. \$150) plus usage fee if applicable (Murray \$5.16/ML; Murrumbidgee \$3.87/ML)

1. TRANSFEROR'S DETAILS (MIL HOLDER)

Name of Transferor _____
 Water Allocation Account No _____
 Amount to be Transferred _____ ML

2. TRANSFEREE'S DETAILS (EXTERNAL LICENCE HOLDER)

Name of Transferee _____
 NOW Licence / WAL Number _____
 e.g. 50AL123456 or WAL12345

Payment Method: Cheque (attach) B-Pay (an invoice will be faxed)
 Direct Deposit (BSB 062-533 Acct 1017 9312) Credit Card

Credit Card Details: (*A 1% Surcharge applies to amounts over \$200.) Please also complete card details on State Water form

Card Holders Name	Expiry Date	MASTERCARD	VISA
<input style="width:95%;" type="text"/>	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>
Card Number	Debit Credit Card by:		
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	\$ <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> . <input type="text"/> <input type="text"/>		

3. RELEASE AND INDEMNITY

The Transferor certifies that they have the authority and the Transferor do for themselves, their executors, administrators and assigns :-

- release Murray Irrigation Limited from all or any claims for compensation or loss, damage, injury or inconvenience and from all other actions, suits, proceedings, claims, accounts, demands, costs and expenses and,
- indemnify Murray Irrigation Limited against all such claims and other actions by any person including any person claiming ownership, partnership, share farming or mortgagee interest or otherwise in their lands or the crops thereon or produce therefrom, however arising in respect of Murray Irrigation Limited consenting to this Application or any inability of Murray Irrigation Limited to supply all or any part of the volume of water referred to in the Application.

2. The Customer must be responsible for all costs and expenses associated with this Application and agrees to observe and perform all and any conditions which are imposed on Murray Irrigation Limited by the Ministerial Corporation in approving this application.

The Transferor by their signatures below apply to Murray Irrigation Limited for consent to this Application

Dated: ____ / ____ / ____

Signed by the Transferor in the presence of:

(Where the Transferor is a company, executed by the Transferor in accordance with s.127 of the Corporations Act 2001)

Signature of witness

Signature of Transferor / Director/Secretary

Name of witness (BLOCK LETTERS) and Phone

Signature of additional Transferor / Director

Approved By: _____	Transfer No: _____
Signed: _____	State Water Ref: _____
<input type="checkbox"/> External Transfer Fee Paid Date & Method of Payment _____	

Part 6 Credit Card Payment Details, if applicable

Card Holders Name	Expiry Date	MASTERCARD	VISA	AMEX
<input style="width:95%;" type="text"/>	<input style="width:10%;" type="text"/> / <input style="width:10%;" type="text"/>	<input style="width:100%;" type="checkbox"/>	<input style="width:100%;" type="checkbox"/>	<input style="width:100%;" type="checkbox"/>
Card Number	Debit Credit Card by:			
<input style="width:100%;" type="text"/>	<input style="width:100%;" type="text"/>			

Part 7 Seller(s) Meter Reading (optional – refer to notes below)

Seller(s) Combined / Works Approval or Licence Number	<input style="width:95%;" type="text"/>	WMA 2000 eg 50WA503000 or 40CA403000 (not 50AL503000)
Date of Meter Reading	<input style="width:10%;" type="text"/> / <input style="width:10%;" type="text"/> / <input style="width:10%;" type="text"/>	

Extraction Site Number	Pump Description	Meter Reading
<input style="width:95%;" type="text"/>	<input style="width:95%;" type="text"/>	<input style="width:95%;" type="text"/>
<input style="width:95%;" type="text"/>	<input style="width:95%;" type="text"/>	<input style="width:95%;" type="text"/>

INFORMATION FOR PARTIES TO DEALINGS

Applicant(s) should note the following information when submitting an 'Application to Assign Surface Water Allocation':

1. Rules and Regulations

The assignment of water allocation is considered in accordance with the rules and regulations set out in the *Water Management Act 2000* and any relevant Water Sharing Plan(s) in force at the time of the application.

2. Payment of usage charges on water assigned

Unless the purchaser has a NSW WAL with associated water supply works and complying metering by means of which the water traded in this transaction is to be taken, the purchaser and seller acknowledge and agree that:

- (i) in accordance with clause 2.4 of Schedule 4 of the IPART determination, on receipt of the application State Water will promptly bill the seller for the usage charges in respect of the allocation traded in this transaction; and
- (ii) those charges must be paid to State Water before the application is finalised.

3. Fees

Notwithstanding item 2 above, an application fee of **\$50 plus \$0.50 per megalitre** traded (GST free) up to a maximum of **\$150.00** applies for each application. This fee has been set in accordance with the relevant IPART pricing determination.

Applications will only be accepted with the appropriate application fee. Fees may be paid by credit card, cheque or money order (made payable to State Water).

4. Execution of the application

Section 72A of the Water Management Act requires that where a licence is co-held, a dealing with that licence must be consented to by all co-holders. If this application concerns a co-held licence, State Water may require evidence of consent of all co-holders. **Caution - It is an offence under Clause 344 of the Water Management Act 2000 to provide false or misleading information with any application.**

5. Lodgement

Applications should be emailed, faxed or mailed to the address below. State Water may return applications that are illegible or incomplete and may retain the application fee, pending return of the amended form within 10 working days.

Lodgement address details are as follows:

State Water Corporation

8-20 Edwardes St
PO Box 453

Phone 1300 662 077
Fax (03) 8668 1154

DENILIQVIN NSW 2710

Email water.trade@statewater.com.au

6. Processing times for intravalley and intervalley applications

An application to assign water allocation may take up to 5 working days to be finalised providing that all necessary information is supplied with the application. Incomplete or incorrect applications may result in delays or rejection of the application.

7. Processing times for interstate applications

An application to assign water allocation to or from an interstate water licence may take up to 10 working days to be finalised. Submissions involving an interstate licence are subject to the approval of the relevant interstate authority and will only be finalised when written approval from the relevant state is obtained by State Water.

8. Incomplete applications

State Water will return all applications deemed to be incomplete. Where a broker has been nominated to act on behalf of the applicants, the broker will be notified.

Applications will be deemed incomplete and the application returned if the buyer and seller sections are not completed on the same form.

9. Interstate (71V) Applications

Applications requesting an assignment of a water allocation to or from an interstate party must attach copies of all relevant interstate application forms with the application at time of lodgement. Failure to attach copies of relevant applications will result in the application being returned.

Interstate applications must comply with the rules and regulations outlined by the donor or receiving state. Any applications not approved by the relevant state authority will be refused.

It is the responsibility of the applicant(s) to forward all necessary applications forms and fees to the relevant state authority.

10. Multiple licences

A separate application form must be completed for each assignment of water allocation between multiple licences. Applications combining more than one licence will be returned.

11. Meter Readings

Sellers are encouraged to submit current meter readings (Part 7) with each Application to Assign Surface Water Allocation.

Applications submitted without supplying a current meter readings will be processed according to the information available to State Water. An application to approve an assignment which exceeds the account will be returned.

12. Returned applications

In some cases (subject to State Water's discretion), incorrect or incomplete applications will be returned to the applicant. Where a broker has been nominated to act on behalf of the applicant(s), the application will be returned to the broker.

Applicant(s) will be given a period of 10 working days to return the corrected application. Corrected applications received after this time will not be accepted and the application will be considered refused and the fee forfeited.

13. Amendments to an application

Amendments to an application will not be accepted once an application is registered in State Water's Water Accounting System. Applicants wishing to make an amendment to an application must withdraw the application and lodge a replacement application and fee.

There is no scope to amend an application once the application has been finalised by State Water or after a NSW approval to an interstate party has been sent by State Water.

14. Withdrawal of an application

Applicant(s) wishing to withdraw an application must notify State Water in writing. The consent of both seller and buyer (or agent) must be provided before State Water will withdraw an application. The withdrawal of an interstate application must also be approved in writing by the donor or receiving state authority.

There is no scope to amend an application once the application has been finalised by State Water or after a NSW approval to an interstate party has been sent by State Water.

15. Notification of application finalisation

Applicant(s) will be notified in writing upon finalisation of the application. Where an agent(s) has lodged the application, the agent(s) will be notified.

Agents should note that if a unique agent reference number is not provided, State Water will not provide notification on status/finalisation of the application to the agent.

16. Disputes

An application can only proceed if made by/on behalf of both buyer and seller. State Water will not finalise an application if either a buyer or seller advises of a withdrawal from the application. In such cases, State Water will cease to process the application for a period of time which will be specified. This will allow both parties a reasonable period of time in which to resolve any dispute. If there is no resolution within the specified time, State Water will regard the application as withdrawn.

During periods of dispute, the volume of water associated with the application will be unavailable for use by both buyer and seller until the application is either finalised or withdrawn.

17. Finances

It is the responsibility of the applicants to arrange financial settlement for the water assigned.

18. Penalty provision

It is an offence under Clause 344 of the *Water Management Act 2000* to provide false or misleading information with any application.

19. Privacy note

The personal information you provide in this form will be treated in accordance with the Privacy and Personal Information Protection Act 1998, under which you have rights of access and correction. Your personal information will be used for assessing and processing your application and may be disclosed to public authorities and other authorised parties as required.

The Water Management Act 2000 requires that, should your application be granted, details of the water access licence will also appear in a public water access licence register.