



# Application for transfer of Water Licence or Water Entitlement

Pursuant to section 125 of the *Landscape South Australia Act 2019*

**Note:** Failure to provide complete details and/or prescribed fee will result in your application being returned for completion.

**Note:** From 1 July 2024, Commonwealth legislation (applying to transfers within the Murray-Darling Basin only) requires that transfer application forms be completed comprehensively and accurately. Where reason for trade and price information is required, records relating to that information need to be kept by trade parties (including brokers) for a minimum of 5 years. For further information see [www.dceew.gov.au/sites/default/files/documents/new-requirements-data-accuracy-trade-forms-mdb-under-water-amendment-act.pdf](http://www.dceew.gov.au/sites/default/files/documents/new-requirements-data-accuracy-trade-forms-mdb-under-water-amendment-act.pdf)

A person who furnishes information to the Minister or another authority under the *Landscape South Australia Act 2019 (the Act)* that is false or misleading in a material particular is guilty of an offence. Maximum penalty: \$20 000.

Please tick:

- |  |   |
|--|---|
| <input type="checkbox"/> Angas Bremer PWA                | <input type="checkbox"/> Baroota PWRA (only change of ownership transfer allowed) |
| <input type="checkbox"/> Barossa PWRA                    | <input type="checkbox"/> Central Adelaide PWA                                     |
| <input type="checkbox"/> Clare Valley PWRA               | <input type="checkbox"/> Dry Creek PWA  |
| <input type="checkbox"/> Eastern Mount Lofty Ranges PWRA | <input type="checkbox"/> Mallee PWA   |
| <input type="checkbox"/> Marne Saunders PWRA             | <input type="checkbox"/> McLaren Vale PWA   |
| <input type="checkbox"/> Northern Adelaide Plains PWA    | <input type="checkbox"/> Peake, Roby and Sherlock PWA                             |
| <input type="checkbox"/> South East Region               | <input type="checkbox"/> Western Mount Lofty Ranges PWRA (inc Little Para River)  |

## 1 Applicant Details

Given Name \_\_\_\_\_ Other Given Name(s) \_\_\_\_\_

Family Name \_\_\_\_\_

OR

Organisation Name: \_\_\_\_\_

Organisation Type Type:

- |  |  |
|--|--|
| <input type="checkbox"/> Company—requires ASIC extract                   | <input type="checkbox"/> I have attached an ASIC Company Extract not more than 28 days old   |
| <input type="checkbox"/> Incorporated Association—requires CBS extract   | <input type="checkbox"/> I have attached a Consumer and Business Services Incorporated Association Extract not more than 28 days old |
| <input type="checkbox"/> Other Organisation type (please specify): _____ |  |

ACN/ABN/ARBN \_\_\_\_\_ Minimum no. of Office Bearers to Sign \_\_\_\_\_

Email \_\_\_\_\_

Address \_\_\_\_\_

Suburb \_\_\_\_\_ State \_\_\_\_\_ Postcode \_\_\_\_\_

Phone Number \_\_\_\_\_ Mobile Number \_\_\_\_\_

Preferred contact method  Email  Post

For Office Use Only:	Application No.	Invoice No.	Batch No.	Receipt No.
Date Received: _____				
Amount Paid: \$ _____				
Prescribed Area:				



2 Type of Transfer

2.1 Check the box against the type of transfer being requested.

1. Transfer whole of Water Licence- includes transfer of water licence and the entitlement (e.g. upon property sale) (s125(1)(a) of LSA Act).

Permanent Transfer

Limited Period (Temporary) Transfer: Date temporary transfer ends \_\_\_/\_\_\_/\_\_\_

NOTE: the water licence is automatically divested.

2. Transfer whole Water Entitlement permanently- transfer includes entitlement only (125(1)(b) of LSA Act).

Upon completion of this transfer, Water Licence No. \_\_\_\_\_ will be left with no water entitlement

Yes or No

The \*Transferor consents to surrender this Water Licence No: \_\_\_\_\_ upon registration of the Transfer

NOTE: \*under the LSA, you may retain or surrender the Water Licence. Where you are transferring all of the water associated with the Water Licence permanently, a shell Water Licence is left behind without water rights. Ticking the box surrenders the shell licence and ensures no associated future costs to you if a landscape levy is gazetted. A new Water Licence can be issued without charge if you buy water in the future. If there are other Water Entitlements on the Water Licence, you should not surrender it.

3. Transfer whole Water Entitlement for a limited period - entitlement only (125(1)(b) of LSA Act).

Date temporary transfer ends \_\_\_/\_\_\_/\_\_\_

NOTE: your water licence will be retained to receive the returned water and, subject to other provisions of the LSA Act, the transferee's water licence will be cancelled under section 125(15) of the LSA Act at the end of the transfer term.

4. Transfer part of Water Entitlement - entitlement only (125(1)(b) of LSA Act).

Permanent Transfer

Limited Period (Temporary) Transfer: Date temporary transfer ends \_\_\_/\_\_\_/\_\_\_

3 Seller Details

Transfer from Licence Number WL- \_\_\_\_\_ Management Unit (if applicable) \_\_\_\_\_

Current Holders \_\_\_\_\_

Phone \_\_\_\_\_ Email \_\_\_\_\_

Address \_\_\_\_\_

Suburb \_\_\_\_\_ State \_\_\_\_\_ Postcode \_\_\_\_\_

Nature of Transfer\*

For transfer of the water licence or full water entitlement:

- Market Sale, Market Sale - water rights only, Market Sale - with sale of business operation, Market Sale - Company being wound up, Market Sale - Deceased Estate Management, Market Sale - Mortgagee in possession, Market Sale - Discharge of bankruptcy, Transfer - environmental water

For transfer of a portion of entitlement:

- Market Sale, Market Sale - linked water allocation sale, Market Sale - Deceased Estate Management, Market Sale - Company being wound up, Market Sale - Discharge of bankruptcy, Market Sale - Mortgagee in possession, Transfer as part of family succession plan, Government program, Transfer - environmental water



Amount paid for transfer, excluding any other price component (land or business) price (\$)\*

Date price agreed (Strike date)\* \_\_\_\_/\_\_\_\_/\_\_\_\_

\* From 1 July 2024, Commonwealth legislation (applying to transfers within the Murray-Darling Basin only) requires that where reason for trade and price information is required, records relating to that information will need to be kept by trade parties (including brokers) for a minimum of 5 years. For further information see www.dceew.gov.au/sites/default/files/documents/new-requirements-data-accuracy-trade-forms-mdb-under-water-amendment-act.pdf

4 Optional delayed registration of approved transfer

For absolute (permanent) transfers, the transferor may request a delayed registration transfer. This allows parties a period of two months from the approval date to arrange financial settlement prior to finalising the transfer. Within that two month window, a separate application must be submitted requesting that registration of the transfer on The Water Register take place. Should the application to register the transfer not be received within a period of two months, DEW will not register the transfer and the application will lapse.

[ ] If approved, please delay registration of this transfer on The Water Register

NOTE: By ticking this box you acknowledge that the transfer will NOT be registered on The Water Register following approval of the transfer. To register this transfer, an application to register an approved transfer of a Water Licence or Water Access Entitlement on The Water Register must be submitted by the transferor (seller) within two months of the approval date.

NOTE: If this box is not ticked, registration of this transfer on The Water Register (if approved) will occur immediately subsequent to approval.

NOTE: This option is applicable to absolute (permanent) transfers only.

5 Buyer Details

For transfer of a portion of entitlement to an existing water licence:

Transfer to Licence Number WL- Management Unit (if applicable)

Existing Licence Holders

New Licence Holder Details -For transfer of a portion of entitlement to a new water licence OR to transfer the full licence

Note: Only a legal entity (natural persons or corporation) can hold a water licence/authorisation. If approved, these names will appear on the Water Licence. Where more than two holders are proposed, attach details for each additional person to this application. If applying as a trustee, please include your details in addition to the name of the trust and state that you will hold as 'trustee for' the named trust.

Given Name Other Given Name(s)

Family Name

Email

Address

Suburb State Postcode

Phone Number Mobile Number

Preferred contact method [ ] Email [ ] Post

Given Name Other Given Name(s)

Family Name

Email

Address

Suburb State Postcode



Phone Number \_\_\_\_\_ Mobile Number \_\_\_\_\_

Preferred contact method  Email  Post

Organisation Name: \_\_\_\_\_

Organisation Type Type:

- Company—requires ASIC extract  I have attached an ASIC Company Extract not more than 28 days old
- Incorporated Association—requires CBS Extract  I have attached a Consumer and Business Services Incorporated Association Extract not more than 28 days old
- Other Organisation type(please specify): \_\_\_\_\_

ACN/ABN/ARBN \_\_\_\_\_ Minimum no. of Office Bearers to Sign \_\_\_\_\_

Email \_\_\_\_\_

Address \_\_\_\_\_

Suburb \_\_\_\_\_ State \_\_\_\_\_ Postcode \_\_\_\_\_

Phone Number \_\_\_\_\_ Mobile Number \_\_\_\_\_

Preferred contact method  Email  Post

**6 Transfer Quantities**

***(For transfer of a portion of entitlement only)***

WATER RESOURCE (e.g. Ground Water, Surface Water, Watercourse)	ENTITLEMENT CATEGORY (e.g. Irrigation)	TRANSFER QUANTITY	UNITS
			kL
			kL
			kL



7 Seller's Works Details

(For taking of the water allocation issued from the entitlement, which is the subject of this transfer. Complete for the applicable works types below)

Table with 3 columns: WORKS TYPE, WORKS DESCRIPTION, COORDINATES (Latitude and Longitude). Includes example text: e.g. Well, Dam or Watercourse Diversion; e.g. WELL NUMBER (e.g. 6729-684); Or DAM DESCRIPTION (e.g. Smith Road Dam); Or DIVERSION TYPE (e.g. Pumped diversion, Weir diversion).

8 Buyer's Works Details

(Where future taking of water allocation from the transferred entitlement is proposed, complete works types below)

Table with 3 columns: WORKS TYPE, WORKS DESCRIPTION, COORDINATES (Latitude and Longitude). Includes example text: e.g. Well, Dam or Watercourse Diversion; e.g. WELL NUMBER (e.g. 6729-684); Or DAM DESCRIPTION (e.g. Smith Road Dam); Or DIVERSION TYPE (e.g. Pumped diversion, Weir diversion).



9 Buyer's Site Use Details

(Where future use of water allocation from the transferred entitlement is proposed)

Table with 2 columns: TITLE REFERENCE (Prefix, Volume and Folio) and LAND DESCRIPTION (Section and/or Allotment, Plan Number and Hundred)

10 Signature of the Seller(s)— consent to transfer

ALL SELLERS MUST SIGN AND DATE THIS APPLICATION
Please be aware that it is an offence to provide information on this form that is false or misleading.
NOTE: Each seller must complete ONE (only) of the following alternatives
I/We declare that the information that has been provided on this application is true and correct.
Note: If signing as a company, two position bearers must sign e.g. Director, Company Secretary. If only one Director then Sole Director must be stated as position held.
1. Where the seller is an individual or two or more persons
2. Where the seller is a company or an incorporated association and authorised persons sign on behalf of the organisation
3. Where the seller is a company or an incorporated association and the seal is affixed:



11 Signature of the Buyer(s)

<b>ALL BUYERS MUST SIGN AND DATE THIS APPLICATION</b>			
Please be aware that it is an offence to provide information on this form that is false or misleading.			
<b>NOTE: Each buyer must complete ONE (only) of the following alternatives</b>			
I/We declare that the information that has been provided on this application is true and correct.			
<b>Note: If signing as a company, two position bearers must sign e.g. Director, Company Secretary. If only one Director then Sole Director must be stated as position held.</b>			
1. Where the buyer is an individual or two or more persons			
Print Name	Sign Here	Date	
Print Name	Sign Here	Date	
Print Name	Sign Here	Date	
Print Name	Sign Here	Date	
2. Where the buyer is a company or an incorporated association and authorised persons sign on behalf of the organisation			
Print Name of authorised person	Position held		
Signature	Date		
Print Name of authorised person	Position held		
Signature	Date		
The person(s) duly authorised to sign for and on behalf of: (print name of company or incorporated association)			
3. Where the buyer is a company or an incorporated association and the seal is affixed:			
The Seal of: (print name of company or incorporated association)			
was hereby affixed in the presence of:			
Signature	Affix Seal Here:		
Print Name			
Position held			Date
Signature			
Print Name			
Position held			Date

**Return application and payment to (or to contact for credit card payments or other payment options):**

81-95 Waymouth Street GPO Box 1047 Adelaide SA 5001 08 8372 7561 (Option 4) <a href="mailto:DEWWaterLicensing@sa.gov.au">DEWWaterLicensing@sa.gov.au</a>	28 Vaughan Terrace / PO Box 240 Berri SA 5343 08 8372 7561 (Option 3) <a href="mailto:DEWWaterTrade@sa.gov.au">DEWWaterTrade@sa.gov.au</a>
152 Jubilee Highway East/ PO Box 1046 Mount Gambier SA 5290 08 8372 7561 (Option 2) <a href="mailto:DEWNRSEWaterLicensing@sa.gov.au">DEWNRSEWaterLicensing@sa.gov.au</a>	<b>Make cheques or money orders payable to:</b> Department for Environment and Water