



Lodging Party (Inset Name)

EE
 Form 079

EXTINGUISHMENT OF EASEMENT

PRIVACY COLLECTION STATEMENT (PRIVACY ACT 1988 (C'WLTH)) OVERLEAF

The applicant/s of the land hereby make application to extinguish the easement as shown in the attached plan.:

1. DOMINANT TENEMENT

Vol:Fol	Edition	District/Division	Section	Block	Unit	Instrument No/ Associated Dealing No

2. SERVIENT TENEMENT

Vol:Fol	Edition	District/Division	Section	Block	Unit	Instrument No/ Associated Dealing No

3. APPLICANT / PROPRIETOR

Given Name/s (Company Name)	Surname (ACN)

4. DETAILS OF APPLICATION

The applicant/s apply to extinguish the easement shown on the attached plan.

The proprietor/s of the dominant tenement consents to the extinguishment of the easement.

5. DATE

6. CONSENT BY DOMINANT TENEMENT

Signed in my presence by the proprietor/s of the dominant tenement

Signature of proprietor/s of the dominant tenement

Signature of witness

Printed full name of witness

7. CONSENT BY MORTGAGEE

Signed in my presence by the mortgagee

Signature of the mortgagee

Signature of witness

Printed full name of witness

8. EXECUTION

Signed in my presence by the Applicant / Proprietor	Signature of witness
Signature of Applicant / Proprietor	Printed full name of witness

9. LAND TITLES OFFICE USE ONLY

Examined by		Vol: Fol: Ed/Production No.	
Data Entered by		Certificates Lodged (Compliance/Occupancy)	
		Attachments	Annexure/Plan
Registered by		Registration Date	

PRIVACY STATEMENT

S.43 of the *Land Titles Act 1925 (LTA)* authorises the Registrar-General to collect the information required by this form for the establishment and maintenance of the Land Titles Register. S.65-67 LTA requires that the Register be made available to any person for search, upon payment of a fee. The information is regularly provided to various ACT Government agencies, including Territory and Municipal Services, ACT Planning and Land Authority (the Authority), ACT Treasury, Canberra Connect and ActewAGL for conveyancing, municipal account, administrative, statistical and valuation purposes. The Authority and agencies within Territory and Municipal Services may also use the information supplied to prepare and sell property sales reports to commercial organisations concerned with the development, sale or marketing of land.

SCHEDULE OF NOTES

- This form is to be used for the extinguishment of an easement.
- Documents must be typed, or completed in black ink or biro.
- Alterations to information entered on the form should be made by crossing out (not erasing or obliterating by painting over) and should be initialled by all parties.
- If there is insufficient space in any panel use an annexure sheet.
- Insert the land identifier for both the Dominant and Servient tenements.
- Volume, Folio and Edition references must be given.
- **The certificate of title or proof of production must accompany the extinguishment of easement for the Dominant and Servient Tenements.**
- Ensure consent is obtained from the dominant tenement.
- Ensure consent is obtained from any mortgagee with an interest.
- Execution by
 - **A Natural Person** – should be witnessed by an adult person who is not a party to the document.
 - **Attorney** – if this document is executed by an Attorney pursuant to a registered power of attorney, it must set out the full name of the attorney and the form of execution must indicate the source of his/her authority eg. "AB by his/her attorney XY pursuant to Power of Attorney ACT Registration No..... of which he/she has no notice of revocation".
 - **Corporation** – Section 127 of the *Corporations Act* provides that a company may validly execute a document with or without using a Common seal

NB The normal witnessing provisions in the *Land Titles Act 1925* do not apply to execution by a corporation as above, but do apply to execution by the attorney of a corporation.