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| ACT Government logo and Access Canberra logo | | LAND TITLESACCESS CANBERRA Chief Minister, Treasury and Economic Development Directorate  **TRANSFER BY POWER OF SALE** |
| |  | | --- | | **Form 018 - TPS** | | | ***Land Titles Act 1925*** |
| IMPORTANT INFORMATION  This form is to be used to lodge a transfer by mortgagee under power of sale under the *Land Titles Act 1925* (the Act). You can access the Act at [www.legislation.act.gov.au](http://www.legislation.act.gov.au) or obtain further information and forms at [www.act.gov.au/accesscbr](http://www.act.gov.au/accesscbr). | |
| PRIVACY NOTICE  The collection of personal information in this form is required by law under the *Land Titles Act 1925*, to ensure accurate and legal transfer of title or registration of other interests relating to land and for maintaining publicly searchable registers and indexes. Personal information collected on this form will be handled in accordance with the Territory Privacy Principles in Schedule 1 of the Information Privacy Act 2014. More detailed information about how Access Canberra handles this personal information is available at: <https://www.act.gov.au/acprivacy> | |
| INSTRUCTIONS FOR COMPLETION   * A Transfer is a dutiable document. * The certificate of title or production of title consenting to the registration of this document is required for lodgement The Buyer Verification Declaration must be completed prior to lodgement of this form. The submission date and reference number must be recorded on this form. * Please indicate if the property is a Crown lease granted under the Land Rent Scheme. Duty for a land rent transaction is calculated in the same way as other Crown leases. * The value entered into the Consideration Field must reflect the total value of the property, being the higher of the consideration or market value, including GST is applicable. * All information should be typed or clearly printed. If completing this form by hand please use a solid black pen only. * The first named buyer on this form will be the primary contact for ACT Revenue Office purposes. * This office will not accept lodgement of this form if it is not completed in full. * Any alteration to information provided on this form must be struck through with a black pen. Substitute information must be clear and all parties must sign in the margin. Do not use correction fluid or tape. * Ensure all required documents are attached. If there is insufficient space in any panel, please use an Annexure Sheet. * Execution by:   1. **A Natural Person** – Should be witnessed by an adult person who is not a party to the document.   2. **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 e.g. “AB by his/her attorney XY pursuant to Power of Attorney ACT Registration No…… of which he/she has no notice of revocation”. (This execution requires a witness).   3. **Corporation** – Section 127 of the *Corporations Act* provides that a company may now validly execute a document with or without using a Common Seal if the document is signed by:      1. Two directors of the company;      2. A director and a secretary of the company; or      3. Where the company is a proprietary company and has a sole director who is also the sole company secretary, that director must state sole director. (This execution does not require a witness). | |
| |  |  | | --- | --- | | LODGEMENT AND CONTACT INFORMATION | | | **Website:**  [www.accesscanberra.act.gov.au](http://www.accesscanberra.act.gov.au)  **General Enquiries:**  13 22 81 | **In Person:**  Environment, Planning and Land Shopfront  Ground Floor South, Dame Pattie Menzies House, 16 Challis Street, Dickson  Opening hours - Monday to Friday 8:30am to 4:30pm *(excluding public holidays)* | | |

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| |  | | --- | | **Form 018 - TPS** | | | |  | ***Land Titles Act 1925*** | | | |
| **LODGING PARTY DETAILS** | | | | | |
| Name | Email Address | | | Customer Reference Number | Contact Telephone Number |
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| **TITLE AND LAND DETAILS** | | | | |
| Volume & Folio | District/Division | Section | Block | Unit |
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| **TRANSFEROR/S - SELLER** (Surname Last) (ACN required for all companies) | **REGISTERED MORTGAGE/CHARGE NUMBER** (associated dealing number) |
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| **PERCENTAGE OF INTEREST OWNED** (whole or state share) | **PERCENTAGE OF INTEREST BEING TRANSFERRED** (whole or state share) |
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| **TRANSFEREE/S - BUYER** (Surname Last) (ACN required for all companies) | **THE BUYER VERIFICATION DECLARATION HAS BEEN SUBMITTED** (must be completed prior to lodgement of this document) |
|  | Provide date and reference number/sSubmission Date:       Reference Code: |

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| **FORM OF TENANCY** |
| Joint Tenants Tenants in Common in (the following shares) - (Please state proprietors name and shares out in full) |

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| **CONSIDERATION** (See instructions for completion – higher of market value or consideration) | **GST PAYABLE** (See instructions) | **DOES THIS TRANSACTION INVOLVE A LAND RENT LEASE?** (See instructions) |
| $ | $ | Yes  No |

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| **DEVELOPMENT STATUS** (Tick the appropriate box – one box must be completed) | **LAND USE** (Tick the appropriate box – one box must be completed) |
| Land Only Incomplete Building Building Completed | Residential Rural Commercial |

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| **AGREEMENT / CONTRACT FOR SALE DATE** | **SETTLEMENT DATE** (the date the buyer is liable for rates) |
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| **COMMUNITY TITLE** (if Transfer relates to a Community Title Scheme the following should be attached) | **ACTPLA – MINISTER’S / DELEGATE’S CONSENT** |
| Statutory Declaration AND  Certified Copy of Undertaking submitted to ACTPLA |  |

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| **TRANSFEROR/S – SELLER’S EXECUTION** | |
| Print full name of Transferor    Signature or common seal of Transferor | Print full name and address of witness    Signature of witness |

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| **TRANSFEREE/S – BUYER’S EXECUTION** (if Solicitor for Transferee executes – must state full name of Solicitor) | |
| Print full name of Transferee/Transferee’s Solicitor    Signature or common seal of applicant | Print full name and address of witness    Signature of witness |

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| **OFFICE USE ONLY** | | | |
| Lodged by |  | Certificate of title lodged |  |
| Data entered by |  | Certificates attached to title |  |
| Registered by |  | Attachments / Annexures |  |
| Registration date |  | Production number |  |