



Application Guidelines

Transformation - External Transfer of Water Entitlements Form 13

Use this form to apply for the transformation of Water.

Refer to the Company's Transformation Rules for further information .

NOTES

- Please print neatly in BLOCK LETTERS with a black or blue pen. Mark or in the appropriate boxes.
- The triangle on the top left side of a response field indicates this is mandatory information we need to process this application.
- Unless contrary intention appears, capitalised terms used but not defined in this application have the meanings given to them in the *Water Entitlements Contract*.
- If the Water Entitlements are held jointly by two or more persons, each person must be named as an applicant and each person must sign this application. The applicant's details must be identical to the details on the *Water Entitlements Contract*, in respect of the Entitlements being transferred.
- Electronic signatures are not accepted. Please print and sign this form.
- Murrumbidgee Irrigation Ltd is bound by the Australian Privacy Principles (APPs) in the Privacy Act which regulate how we collect, use, disclose and store your personal information, and how you may access and correct personal information we hold about you. To see how we handle your personal information, please read our complete Privacy Policy which can be accessed on our website at <http://www.mirrigation.com.au/Sitemap/Privacy>.

APPLICATION CHECKLIST

Have you provided the following documentation required for processing this application?

- Current Water Entitlement Certificates.**
- NSW Officer of Water "Application to assign share component/s between water access licences"** pursuant to section 71Q of the *Water Management Act 2000* (NSW) with sections B, C (WAL – share component to be increased), and F correctly completed and signed.
- If you wish to terminate any rights of access** represented by Delivery Entitlements, outlets or Landholdings, Form 30 "*Application: Termination of Rights of Access*" correctly completed and signed. If you do not submit a Form 30 and you do not transfer any Delivery Entitlements, you will retain all of your rights of access.
- Application for Cancellation of Corresponding Shares** (Included in this application) if you are cancelling corresponding shares, correctly completed and signed. Transformation of Water Entitlements is not conditional on applying to cancel corresponding shares, however, you may breach your contractual obligations to the Company if you do not apply to cancel corresponding shares. If you are not sure whether you need to apply to cancel corresponding shares, please contact the Company.
- Current Share Certificate** if you are cancelling corresponding shares.
- Written approval** of this application from all persons who hold a legal or equitable interest in the Water Entitlements to be transformed.
- ASIC search** - If the vendor or purchaser is a company, a current Australian Securities and Investments Commission company extract is required.
- Application fee** – Refer to the Schedule of Charges on MI's website: www.mirrigation.com.au/Customers

Further requirements about which the Company will notify you in due course.

- Payment of all Charges**, current and arrears, including termination fees (if any).
- Security in an acceptable form** (if requested by the Company).

PRIVACY AND DATA COLLECTION INFORMATION

PRIVACY STATEMENT Your personal information is protected by law. A copy of Murrumbidgee Irrigation's (MI) Privacy Statement, describing how MI manages personal information, can be obtained free of charge from its offices in Hanwood or Leeton, or downloaded at www.mirrigation.com.au. MI's Privacy Statement also sets out the laws under which MI is required to collect personal information.

DATA COLLECTION MI collects this personal information about you for the purposes of:

- To communicate with the individual;
- To provide the individual with information about, or relating to, its services or products, and associated policy, regulation, developments, news and initiatives;
- To provide the individual with access to protected areas of its website;
- To process applications including licence applications, subdivision applications and on-farm works applications;
- To provide services and products and send requested communications;
- For internal administration, management, and quality control, including but not limited to maintenance of landholding, property and infrastructure records;
- To conduct transactions and manage its contracts with the individual;
- To determine water supply requirements and develop options for and conduct infrastructure works;
- For billing, account management and payment processing, including conducting credit checks and assessing financing requirements;
- To monitor, account for and reconcile water use, water allocations and balances;
- To conduct research and development of its services and products, and expand the quality and range of its offerings;
- To conduct and participate in policy research and development;
- To market its services and products and communicate new developments or offerings MI believes may be of interest;
- To audit and monitor licence compliance and contract compliance;
- To conduct and process tenders and employment applications;
- To compile and maintain its register of members and shareholdings and registers of water entitlements and rights of access;
- To meet its statutory and licensing record-keeping, reporting and registration requirements;
- To undertake landholding assessments and investigations;
- To offer and conduct education and training courses;
- To comply with legal requirements;

- To search Land & Property Information and Personal Properties Security Registers for third party interests; and
- Any other purpose made known to individuals at the time of collection of their personal information.

MI will also collect personal information about you from title searches and Personal Property Securities Register (PPSR) searches.

DISCLOSURE MI may disclose this information to:

- To its agents, contractors or third party service providers for the purposes of provision of administrative, computer/software hosting and management, order fulfilment, infrastructure/works, consultancy, billing, financing, credit reporting, printing, mailout or other services and products in connection with the operation of its business. Any such third parties are under duties to MI to use such data only for the purpose for which it is provided and to keep such data confidential;
- To meet its statutory and licensing reporting and registration requirements, including disclosure to the Australian Competition and Consumer Commission, the Bureau of Meteorology, the NSW Minister responsible for administration of the Water Management Act 2000 (NSW), the NSW Environment Protection Authority, and the NSW Government, as described in this Statement above; as required under funding and other contractual arrangements with the Commonwealth and NSW Government or governmental agencies; or in co-operation with Commonwealth and NSW governmental or quasi-governmental departments, entities and authorities;
- To law enforcement agencies or relevant third parties, if it suspects that unlawful activity has been, is being, or may be, engaged in, and disclosure is a necessary part of its investigations; and
- Where required or authorised under law.

ACCESS, CORRECTION AND COMPLAINTS MI's Privacy Statement contains information about how you can access your personal information, seek correction of your personal information, complain about a possible breach of the Australian Privacy Principles, and how MI will deal with any complaints.

OVERSEAS DISCLOSURE OF PERSONAL INFORMATION MI stores some personal information overseas in electronic form using cloud-based services. These overseas countries include the United States of America, Brazil, Holland, Singapore, Hong Kong and Japan.

CONSENT TO DATA COLLECTION AND PRIVACY NOTIFICATION By signing the application form associated with this Privacy and Data Collection Notification, you acknowledge that you have read this Notification and consent to the use and disclosure of your personal information as set out in this Notification.

Application: Transformation - External Transfer of Water Entitlements Form 13

1. Applicant's details

Full name*

* If more than one person, please list other names on Page 4.

Company name

ABN No.

Date of birth Email

Postal address

Phone

Mobile

Fax

Landholding address

Landholding reference number (WAA)

2. Water Entitlements to be transformed

Megalitres of Category 1 (normal security for irrigation) \$/ML

Megalitres of Category 3 (high security for irrigation) \$/ML

Please attach your *Water Entitlement Certificate* and a NSW Officer of Water "Application to assign share component/s between water access licences" pursuant to section 71Q of the *Water Management Act 2000* (NSW) with sections B, C (WAL – share component to be increased), and F correctly completed and signed.

3. Water access licence to which the Water Entitlements will be transformed

Full name

Company name ABN No.

Email

Postal address

Phone

Mobile

Fax

Water access licence (WAL) number

4. Signing by the applicant(s)

Option A: If the applicant is an individual or multiple individuals.

Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>

Option B: If the applicant is representing a company, this application is executed in accordance with section 127 of the *Corporations Act 2001*.

Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
		Position:	<input type="checkbox"/> Director <input type="checkbox"/> Company Secretary
			<input type="checkbox"/> Sole Director <input type="checkbox"/> Sole Company Secretary
Name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text" value="DD/MM/YYYY"/>
		Position:	<input type="checkbox"/> Director <input type="checkbox"/> Company Secretary
			<input type="checkbox"/> Sole Director <input type="checkbox"/> Sole Company Secretary

Additional information

Statutory Declaration (Vendor)


OATHS ACT 1900, NSW, EIGHTH SCHEDULE

(Please complete one Statutory Declaration per person.)

I (Full name of declarant)¹

of (Residential address)

do solemnly and sincerely declare that the applicant in the Form 13 "Application: Transformation (External Transfer of Water Entitlements)" (application) which accompanies this statutory declaration has authority to transform the Water Entitlements described in the application, and the applicant has obtained written consent to the transformation from all persons who hold a legal or equitable interest in the Water Entitlements, and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1900*.

Signature of declarant 

Declared at (place) in the State of New South Wales on (Date: day, month, year)

in the presence of: (name of authorised witness)

(qualification of authorised witness)²


who certifies: (#Please cross out any text that does not apply)

- 1#** I saw the face of the declarant; **OR**
 I did not see the face of the declarant because the declarant was wearing a face covering, but I am satisfied that the declarant had a special justification for not removing it; **and**
- 2#** I have known the declarant for at least 12 months; **OR**
 I have confirmed the declarant's identity by witnessing an approved identification document, or a certified copy of an approved identification document³, that document being:
-
(describe identification document relied on)

¹ If the applicant is an individual, the declarant must be the applicant. If the applicant is multiple individuals, each individual must sign a separate statutory declaration. If the applicant is a company, the declarant must be an authorised officer of the company.

² Statutory declarations for use in NSW may be made before the following persons:
(i) a justice of the peace;
(ii) a legal practitioner holding a current practising certificate; or
(iii) a notary public.

³ Identification documents are outlined in Ruling 003 issued by the NSW Attorney General & Justice Department. A copy of this ruling is available on MI's website.

Signature of authorised witness 

Date

Application for Cancellation of Corresponding Shares

(Complete this document only if Corresponding Shares are to be cancelled.)

Murrumbidgee Irrigation Limited. ACN 084 943 037 (Company)

Deed poll

Made by the person identified in Item 1 of Schedule 1 (Applicant)

In favour of the person appointed to perform the duties of secretary of the Company and any person appointed to act temporarily as secretary (Secretary)

The Applicant declares:

1. In this deed poll a reference to a clause, an item or a schedule is to a paragraph, item or schedule of this deed poll.
2. The Applicant applies for, and authorises, the cancellation of the shares in the Company identified in Item 2 of Schedule 1 (Corresponding Shares), for no consideration pursuant to a selective share capital reduction in accordance with Division 1 of Part 2J.1 of the *Corporations Act 2001* (Cth).
3. The Applicant irrevocably appoints the Secretary, or, if several persons are each a Secretary, each of those persons severally, to be the Applicant's attorney until the Corresponding Shares are cancelled.
4. The Secretary may do in the name of the Applicant and on the Applicant's behalf everything necessary or expedient, in the Secretary's sole discretion, to cancel the Corresponding Shares including the following:
 - a. exercise any rights attaching to the Corresponding Shares, including rights to appoint a proxy or representative, rights to attend and speak at meetings of members and agree to them being called on short notice, and voting rights;
 - b. exercise any powers the Applicant has in the Applicant's capacity as the registered holder of the Corresponding Shares; and
 - c. do any other act or thing in respect of the Corresponding Shares or the Company.
5. The Secretary may:
 - a. appoint or remove any substitute, delegate or sub attorney at any time; and
 - b. exercise his or her powers under this deed poll:
 - i. in his or her own name or in the name of the Applicant; and
 - ii. even if he, she or the Company benefits from the exercise of the power.
6. All acts and things done by the Secretary and his or her substitutes, delegates and sub-attorneys in exercising powers under this deed poll will be as good and valid as if they had been done by the Applicant and agrees to ratify and confirm whatever the Secretary and his or her substitutes, delegates and sub-attorneys do in exercising their powers under this deed poll.
7. The appointment under this deed poll is exclusive and the Secretary has authority to represent the Applicant in respect of the Corresponding Shares to the exclusion of the Applicant. The Applicant is not permitted to interfere with the Secretary's exercise of his or her rights as attorney (whether by casting a vote, attending meetings or otherwise).
8. The powers granted to the Secretary under this deed poll are given for valuable consideration and are irrevocable until the Corresponding Shares are cancelled.

Schedule 1

Item 1: Applicant:

Full name(s)

ABN No.

Address(es)

Landholding reference number (WAA)

Item 2: Number of Corresponding Shares

A Class Shares

B Class Shares

C Class Shares

