

Conservation Agreement form 13NP: Instructions for Completion

1. Complete the form in dense black or dark blue ink. If handwriting, use block capitals only.
2. Do not use an eraser or correction fluid to make alterations: rule through rejected material and initial the left-hand margin.
3. If the space provided at any point is insufficient, insert “See Annexure” at that point and include the required material on sheets of white A4 paper at least 80gsm (ordinary copier paper satisfies these requirements) using one side only. Insert a heading beginning “Annexure to ...” and specifying the type of form, the date and the parties to the transaction. Identify the material included, where possible by referring to the relevant marginal heading on the form. In the case of signatures which could not be fitted in the space provided, reproduce the text and layout used on the form. Number all pages in sequence with the form using the format “Page ... of ...”; the number must be placed at the foot of each page and must be centred. The first and last pages must be signed by the parties and any witness. Securely attach the additional pages to the upper left-hand corner of the form: a Nalclip is preferred; stapling should be avoided.
4. Insert the total number of pages, including any additional pages (see above), in the space provided at the foot of the form.
5. Lodge the completed form by hand at the Department of Lands, Land and Property Information Division, Queens Square, 1 Prince Albert Road, Sydney (adjacent to Hyde Park Barracks). Lodgment of the relevant certificate of title is optional.
6. The following instructions relate to the marginal letters on the form.

(A) FOLIO OF THE REGISTER

Insert the number of the folio of the Register for the land affected by the agreement.

(B) LODGED BY

This section must be completed by the person or firm lodging the form at LPI (“the lodging party”). If the lodging party does not have a LPI document collection box, leave the relevant panel blank. If the lodging party has a Listed Lodging Party Number (“LLPN”) insert it as the first item of the first line in the relevant panel; use the following format: “LLPN: 123456. Provision of a reference is optional.

(C) REGISTERED PROPRIETOR

Insert the full name. Address and occupation are not required. In the case of a corporation, include the ACN or ARBN.

(D) APPLICANT (PRESCRIBED AUTHORITY)

The applicant must be an authority prescribed under the applicable legislation: insert the full name.

(E) (i) In the appropriate location specify the relevant annexure.

(ii) Rule through the inappropriate material: the parties must initial the deletions in the left hand margin.

(F) EXECUTION BY AN AUTHORISED OFFICER OF THE APPLICANT

The completed form must be executed by an authorised officer of the relevant prescribed authority apply. The signature must be witnessed.

(G) EXECUTION BY THE REGISTERED PROPRIETOR

The completed form must be executed by or on behalf of the registered proprietor of the land affected by the agreement. Any witness must be an adult who is not a party to the transaction and knows the person executing. Where the form is executed—

By an individual on his/her own behalf The signature must be witnessed.

By an attorney The power of attorney must be registered at LPI. In addition to the attorney’s signature, a statement in the following format must be added: “John Smith by his attorney Jane Smith pursuant to power of attorney Book 1234 No. 567”. The signature must be witnessed.

By a receiver or delegate Use the format given in “By an attorney” suitably modified. The signature must be witnessed.

Under authority Disclose the nature of the authority. The signature must be witnessed.

By a corporation The form of execution must include reference to the power or authority relied on by the signatories. Where an authorised officer signs, the signature must be witnessed.

NOTE: It is not acceptable for a solicitor, barrister or licensed conveyancer to sign on behalf of the registered proprietor.

If you have any questions about this form or privacy matters, please call Department of Lands, Land and Property Information Division, Client Services on 02 9228 6713 or visit our website at www.lands.nsw.gov.au.