Application for termination of community titles scheme – termination resolution under section 149(6)

*Community Titles Act 2018* Section 153

**Scheme number:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Applicant(s)[[1]](#footnote-2)** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Applicant)

**Status of Applicant:**

[select one]

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | | 1. Owner of lot in community scheme | Certificate of Title Vol/Fol: | \_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  | |  |  |  |
|  | 1. Person with a contractual right to purchase a lot in community scheme | | Certificate of Title Vol/Fol: | \_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  | |  |  |  |
|  | 1. Body corporate formed by 2 or more of (a) and/or (b) | | Certificate of Title Vol/Fol: | \_\_\_\_\_\_\_\_\_\_\_\_\_ |

The Applicant applies to the Registrar of Titles for termination of the community titles scheme with the above Scheme Number (Scheme).

**Accompanying documents:**

|  |  |
| --- | --- |
|  | Evidence satisfactory to the Registrar of Titles that the termination resolution in respect of the Scheme was passed under the *Community Titles Act 2018* (Act) section 149(6); |

and [select one]

|  |  |  |
| --- | --- | --- |
|  | | If the Scheme is a tier 1 scheme, deposited plan \_\_\_\_\_\_\_ endorsed with approval of the Western Australian Planning Commission under the *Planning and Development Act 2005*; or |
|  | |  |
|  | If the Scheme is a tier 2 scheme and the tier 1 scheme it belongs to is not being terminated, an **Application for registration of an amendment of a community titles scheme – amendment of scheme plan effecting subdivision** and **Schedule of unit entitlements**, if applicable, in respect of the tier 1 scheme together with documents required to accompany that Application and, if not terminated prior to this Application, one or more **Application for termination of community titles scheme – termination resolution under section 149(6)** in respect of all tier 3 schemes that belong to the Scheme; or | |
|  | |  |
|  | If the Scheme is a tier 3 scheme and the tier 2 scheme it belongs to is not being terminated, an **Application for registration of an amendment of a community titles scheme – amendment of scheme plan effecting subdivision** and **Schedule of unit entitlements**, if applicable, in respect of the tier 2 scheme with documents required to accompany that Application; | |
|  |  | |

and

|  |  |
| --- | --- |
|  | **Statement to Deal with Land**, if applicable |

## [Click on triangle icon to expand and complete, if applicable]

The Applicant provides the following instructions to the Registrar of Titles on how the current limitations, interests, encumbrances, and notifications registered or recorded in the Register relevant to the Application are to be dealt with. Appropriate documents required to give effect to these instructions, accompany this Application.

| **Certificate of Title Vol/Fol or common property** | **Limitations, interests, encumbrances and notifications**  **[List all by document type and number[[2]](#footnote-3)]** | **Action[[3]](#footnote-4)** |
| --- | --- | --- |
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The Applicant certifies that the requirements of the Act have been complied with and declares that the termination proposal hasn’t been withdrawn and that there are no reasons under the Act section 157(1) for the termination proposal to not proceed further.

## **Execution**[[4]](#footnote-5)

Execution date \_\_\_\_\_\_\_\_\_\_\_\_\_\_

|  |
| --- |
|  |

|  |  |  |  |
| --- | --- | --- | --- |
| Lodged by:[[5]](#footnote-6) | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |  | Instruct if any documents are to issue to other than Lodging Party  **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Address: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Phone Number: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Email Address: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Reference Number: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Issuing Box Number: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
|  | |  |  |
| Prepared by: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |  |  |
| Address: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Phone Number: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Email Address: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| Reference Number: | **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |
|  | |  |  |
| Titles, Leases, Evidence, Declarations etc. lodged herewith  1. **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**  2. **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**  3. **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**  4. **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**  5. **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** | |  | **OFFICE USE ONLY**  Landgate Officer  Number of Items Received: \_\_\_\_\_    Landgate Officer Initial: \_\_\_\_\_\_ |

1. State the full name of the Applicant(s) and the address to which future notices can be sent, if the current address for service of notices to the Applicant(s) is to be amended. [↑](#footnote-ref-2)
2. e.g. Mortgage M12345. [↑](#footnote-ref-3)
3. Insert whether it is being discharged, withdrawn, otherwise removed, brought forward in full, modified or varied, e.g. Discharge off Lot 1. [↑](#footnote-ref-4)
4. See Land Titles Policy & Procedure Guide “SIG-01 Signing of Documents” (and associated guides) in relation to execution requirements. [↑](#footnote-ref-5)
5. Lodging Party Name may differ from Applicant Name. [↑](#footnote-ref-6)