

**Coleambally Irrigation Co-operative Limited**

ABN 75 951 271 684

Brolga Place, PO Box 103, Coleambally NSW 2707

Phone: 02 6954 4003 Facsimile: 02 6954 4321



**Guide to the Application: Terminate Delivery Entitlement and / or Cancel Shares** Form 6

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This application is used to apply to Coleambally Irrigation Co-operative Limited to terminate delivery entitlements and / or cancel shares.

**1 Checklist**

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The following is a list of documentation required for processing of this application:

- Form 6 duly completed
- Consent or Discharge of Mortgage by encumbrancee
- Original Share / Water Entitlements / Delivery Entitlement Certificates
- Payment of any charges in arrears
- Payment of the termination fee
- A Liability Statement has been produced by this office
- Payment of the prescribed fee as per the Schedule of Standard Service Charges can be found at [www.colyirr.com.au](http://www.colyirr.com.au) under Fees and Pricing

**2 General Notes**

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- 1) Where an encumbrance is noted on the titles of any of landholding, shares, delivery entitlement or water entitlement, Consent by Encumbrancee is required. A certified copy of a Discharge of Mortgage may be provided in lieu of Consent.
- 2) All original certificate relevant to the units being transferred (i.e. shares, water entitlements and delivery entitlements) must be submitted
- 3) Forms or pages not dated where indicated or otherwise incomplete may be returned
- 4) Information relative to water entitlements on the CICL Register is provided to the National Irrigation Corporation Water Entitlement Register (NICWER) uploading daily.
- 5) A Fixed Charge Equivalent (FCE) will be levied for any metered use exceeding 110% of the permanent delivery entitlement held on a landholding.
- 6) If applying to cancel Shares, the cost of these Shares will be remitted to the Transferor(s) at the their current address, upon settlement, unless otherwise indicated.

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### 3 Security

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- 1) Security for ongoing access fees will be requested where the number of delivery entitlements exceeds five (5) times the number of water entitlements remaining – refer CICL Rule 116.
- 2) Security may be in the form of cash deposit, bank guarantee, or another acceptable form of security and lodged with and accepted by CICL prior to settlement.
- 3) The quantum or value of security will be equal to the termination fee that would apply to all delivery entitlements, at the date of application.
- 4) Details relative to security must be completed on **page 5** of this application.

### 4 Completing the Application

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- 1) All handwriting should be in BLOCK letters in blue or black ink.
- 2) All spaces on the form must be completed.
- 3) If there is insufficient space on any part of the form, please attach an annexure, labelled beginning at the letter “A”, and refer to the annexure at the relevant position on the form.
- 4) The application must be executed by ALL registered proprietors. If executing as attorney, please make note of the power of attorney.
- 5) Follow any other instructions provided with the relevant forms / pages.
- 6) Submit completed applications to:

The Company Secretary  
Coleambally Irrigation Co-operative Limited  
PO Box 103  
COLEAMBALLY NSW 2707

### 5 Enquiries

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For all enquiries or further information regarding this application, please contact Coleambally Irrigation on:

Telephone: 02 6954 4003

Email: [cosec@colyirr.com.au](mailto:cosec@colyirr.com.au)

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**Transferor's Application: Terminate Delivery Entitlement and / or Cancel Shares** Form 6

**Transferor Details**

Name

Address

Farm No.

**Particulars to be terminated and /or cancelled**

units of General Security Delivery Entitlements to be terminated at \$168.96 / ML

units of High Security Delivery Entitlements to be terminated at \$257.18 / ML

Shares to be cancelled

**The Transferor(s), by their signatures below:**

- a) I/We the Transferor(s) hereby advise Coleambally Irrigation Co-operative Limited that I/we apply to have the above delivery entitlements terminated and / or shares cancelled, as specified in this application.
- b) I/We the Transferor(s) agree to pay the Termination Fee as set out in the annual Water Charges published in June for the coming irrigation year.

**Transferor:** Signed by the Transferor on in the presence of:

DATED \_\_\_\_\_

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of Transferor or Director/Company Secretary*

\_\_\_\_\_  
*Name of Transferor or Director/Company Secretary (BLOCK letters)*

\_\_\_\_\_  
*Name of witness (BLOCK letters)*

\_\_\_\_\_  
*Signature of additional Transferor or Director*

\_\_\_\_\_  
*Name of Transferor or Director/Company Secretary (BLOCK letters)*

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**Transferor's Statutory Declaration: Terminate Delivery Entitlement and / or Cancel Shares Form 6**

I/We  *Name(s)*

of  *(Address)*

Solemnly and sincerely declare that:

1. I/We are the Transferor(s) in the attached application and wish to terminate delivery entitlements and / or cancel the nominated shares.
2. I/We declare that:
  - a. The following parties hold the specified interests in the \* land / shares/ delivery entitlements / water entitlements
  - b. I/We have procured the agreement in writing of the mortgagee/s who hold an interest in the Landholding and or entitlements the subject of this application.

*(Mortgagee)*

and I/We make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Oaths Act, 1900 (NSW).

MADE and declared at  in the state of

on  in the presence of:

\_\_\_\_\_  
*Signature of Justice of the Peace / Solicitor*

\_\_\_\_\_  
*Signature of Declarant*

\_\_\_\_\_  
*Name of Justice of Peace / Solicitor*

\_\_\_\_\_  
*Signature of additional Declarant (if more than one)*

\* delete inapplicable reference

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**Security Declaration: Terminate Delivery Entitlement and / or Cancel Shares**

Form 6

Where the water delivery right (delivery entitlements) held is more than 5 times the irrigation right (water entitlements) as noted in Rule 116, Coleambally Irrigation Co-operative Limited has the right to require security for the payment of ongoing fees or charges.

I/We

acknowledge and understand that I/We  are  are not required to provide security for the following:

units of unsecured General Security Delivery Entitlements

units of unsecured High Security Delivery Entitlements

**In accordance with the forms of security listed above I/We nominate the following security:**

Security to the value of  \$ in the form of a bank guarantee, or

Security to the value of  \$ in the form of a cash deposit with CACL, or

Security of  units of High / General Security Water Entitlements held on

Farm No.  owned by

**Signature of all owners of the Guarantor farm**

\_\_\_\_\_  
*Signature of Guarantor*

\_\_\_\_\_  
*Signature of Guarantor*

\_\_\_\_\_  
*Name of Guarantor (BLOCK letters)*

\_\_\_\_\_  
*Name of Guarantor (BLOCK letters)*

**Where the Transferee is an individual:** Signed by the Transferee in the presence of:

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of Transferee*

\_\_\_\_\_  
*Name of witness (BLOCK letters)*

\_\_\_\_\_  
*Signature of additional Transferee*

**Where the Transferee is a company:**

\_\_\_\_\_  
*Signature of Director/Company Secretary*

\_\_\_\_\_  
*Signature of Director*

\_\_\_\_\_  
*Name of Director/Company Secretary (BLOCK letters)*

\_\_\_\_\_  
*Name of Director (BLOCK letters)*