

## APPLICATION SUNWATER WATER SUPPLY CONTRACT

This application is to manage changes to Water Supply Contracts with Sunwater in accordance with legal requirements.

This form becomes part of your contract with Sunwater as such processing may be delayed if incomplete and/or all required attachments are not supplied. Please ensure you complete the checkpoint on page 3 **before** you submit this application.

Please tick:

- Purchase/transfer (complete all sections)**
- Zero Allocation Contract (complete Section 1 – Part B, Part C, Sections 2 & 4)**
- Lease or sublease (complete all sections)**

Section 1		
Part A - Customer details - Seller (for leases/subleases - lessor)		
Customer Account ID: _____ Water Account Number: _____		
Account Name: _____ ABN/ACN: _____		
Mobile: _____ Email address: _____		
Part B - Customer details - Buyer (for leases/subleases - lessee)		
These should be completed by the individual(s) or company(ies) that will own the Water Allocation(s)/Offtake(s)		
Name(s): _____		
ABN/ACN: _____		
Mobile: _____ Email address: _____		
Preferred method of contact (select one only) <input type="checkbox"/> Email <input type="checkbox"/> SMS <input type="checkbox"/> Post		
Address for invoices	Physical address - not a PO Box or Mail Service	
Name/Dept: _____	<input type="checkbox"/> Same as address for invoices (tick) OR	
Address: _____	Address: _____	
Suburb: _____	Suburb: _____	
State: _____ Postcode: _____	State: _____ Postcode: _____	
Preferred invoice delivery method    Mail <input type="checkbox"/> Email <input type="checkbox"/> Email Address: _____		
Existing Sunwater customer? <input type="checkbox"/> Yes <input type="checkbox"/> No		
If no, please submit in conjunction with this application a completed Customer Profile Form accessed via <a href="http://www.sunwater.com.au">www.sunwater.com.au</a> or by contacting 13 15 89 Monday to Friday between 8.30am and 4.30pm.		
If yes, Customer Account ID: _____		
Is the buyer a company? <input type="checkbox"/> Yes <input type="checkbox"/> No    If yes, please attach a current ASIC Company Search		
Is the buyer under a trust? <input type="checkbox"/> Yes <input type="checkbox"/> No		
If yes, provide full name of the trust: _____		
Intended Water Use (Please tick <b>one</b> of the below. This should be reflective of your primary water use. If unsure, please contact 13 15 89)		
Irrigation	Industrial/Commercial	Urban
<input type="checkbox"/> Cotton irrigation	<input type="checkbox"/> Mining	<input type="checkbox"/> Urban supply/drinking water
<input type="checkbox"/> Cane irrigation	<input type="checkbox"/> Power generation	
<input type="checkbox"/> Horticulture irrigation	<input type="checkbox"/> Other small industry	<input type="checkbox"/> Other (please specify): _____
<input type="checkbox"/> Other (specify): _____	<input type="checkbox"/> Stock watering & domestic	
_____	<input type="checkbox"/> Other (specify): _____	_____

## Part C - Customer's Nominated Works (Offtake Details)

Is this transfer associated with the sale of land?  Yes  No If yes, please provide details below

Offtake number(s) \_\_\_\_\_

Land (Lot/RP) \_\_\_\_\_

If offtake(s) are located within a channel distribution network please complete below.

Name of distribution network (Name of Water Supply Scheme) \_\_\_\_\_

**Note:** Customers are responsible for assessing if metered works are required to access the allocation intended for purchase. Please refer to the 'metered works' subsection of the terms and conditions for further information relating to infrastructure required to access the allocation intended for purchase. Further information on offtake(s) can be found under 'definitions' subsection of the terms and conditions. Alternatively, contact customer support on 13 15 89.

## Part D - Customer Water Allocation Particulars (only if applicable)

It is a requirement of this application you attach:

### For purchase/transfer:

- Sale Contract or copy of completed Form 1 & Form 24;
- Copy of Water Allocation Search/Registration Confirmation Statement (search date within the last 6 months)

### For Lease or sublease:

- Copy of completed Form 7 & Form 20;
- Copy of Water Allocation Search/Registration Confirmation Statement (search date within the last 6 months)

Water allocation number		Nominal volume	ML	Zone	
Water allocation number		Nominal volume	ML	Zone	
Water allocation number		Nominal volume	ML	Zone	
Water allocation number		Nominal volume	ML	Zone	

## Part E - Channel distribution network

Note: Termination fees may apply if water is to be moved out of the channel system.

### Section 2 - Settlement date

Proposed settlement date of transfer/lease: \_\_\_\_\_

### Section 3 - Transfer volume of available water (if applicable)

See Application Transfer Volume Terms and Conditions for more information

Volume of available water to be transferred: \_\_\_\_\_ ML

**Note: Transfer volume will be subject to calculation based on the seller's usage of water allocation(s) and available water. For more information, please contact 13 15 89 Monday to Friday between 8.30am and 4.30pm**

### Section 4 - Transfer statement

The seller gives notice under their Water Supply Contract to change their allocation details, from the date of the registration of this dealing. The seller also agrees that if they are selling all of the water allocation subject to a contract, then this is an application to terminate that Water Supply Contract.

The buyer seeks to enter into a Water Supply Contract(s) with Sunwater for the nominal volume as outlined on the water allocation title(s). The buyer further acknowledges that Sunwater may need to apply conditions in relation to distribution losses associated with the delivery of additional water into the channel system.

The buyer has determined if metered works are required to access the allocation intended for purchase, and if required sought approval from Sunwater prior to commencing the purchase process.

The buyer and seller agree to the terms outlined on this form. Please refer to subheading '**Information shared between parties to facilitate the transfer**' for information about the account details the seller is consenting to share with the buyer or other authorised parties to complete the transfer.

#### Solicitor signing on behalf of buyer and/or seller:

Where a solicitor acting for a seller or buyer signs this application, the solicitor warrants that their client has read, understood and agreed to be bound by the terms and conditions and the transfer statement.

\*Where the solicitor signs for a seller (lessor) or buyer (lessee) the solicitor's name, firm name and contact details must be included with the signature.

### Seller (signed by all relevant signatories)

Signature	Print name	Date

## For Solicitors (signing on behalf of seller/relevant signatories)

Firm name: \_\_\_\_\_ Best contact number: \_\_\_\_\_  
 Firm address: \_\_\_\_\_

## Buyer (signed by all relevant signatories)

Signature	Print name	Date

## For solicitors (signing on behalf of buyer/relevant signatories)

Firm name: \_\_\_\_\_ Best contact number: \_\_\_\_\_  
 Firm address: \_\_\_\_\_

## Checkpoint

I have attached and completed:

Customer Profile Form (for all new customers)	If a lease, copies of completed Forms 7 & 20
Copy Sale Contract or completed Form 1 & 24	Water Allocation Title for Water Allocation(s) The search must be completed within the last 6 months
ASIC Company search – if seller/lessee or buyer is a company The search must be completed within the last 6 months	If deceased estate, Death Certificate and the applicable departmental forms for deceased estates Departmental – Department of Regional Development, Manufacturing and Water
Full trust name details – If buyer is a trust	I have completed all relevant sections as indicated at the start of the form

## Sunwater office

Post: PO Box 15536  
 City East QLD 4002

Phone: 13 15 89  
 Fax: 07 3036 6482  
 Email: [customersupport@sunwater.com.au](mailto:customersupport@sunwater.com.au)

Our **Privacy Policy** can be viewed at [www.sunwater.com.au](http://www.sunwater.com.au)

## Application Terms and Conditions

### Response time by Sunwater

Issue supply contracts and Notice to Registrar (NTR) (if applicable) within 15 business days from receipt of all required documents and forms.

### Application

This application must be signed by the buyer and seller or solicitors acting on behalf of each party.

### Buyer's contract

If the buyer does not have a current contract, Sunwater will send a new contract to the buyer.

Sunwater will issue a new contract if the buyer already holds a standard supply contract and will take the transferred water through the pump/outlet under the contract.

### Seller's contract

If the seller is selling all of their Water Allocation subject to the one contract, then Sunwater will release the Seller from their contract after:

- registration of the water allocation in the name of the buyer
- payment of termination fees (if applicable)
- payment of all charges under the contract

### Water charges

The buyer and seller are advised to deal with apportionment of water charges as part of settlement.

If a final meter reading is obtained then Sunwater may issue a final invoice addressed to the seller. Sunwater can provide a final meter reading for a fee or customers may choose to read the meter themselves and advise Sunwater.

If the buyer is subject to the Sunwater Rural Water Pricing Direction Notice, these charges will apply. Otherwise, charges must be negotiated with Sunwater. Please contact your Sunwater office to discuss if you are in any doubt.

### Metered works

Customers are responsible for assessing if metered works are required to access the allocation intended for purchase. To confirm if the water intended for purchase can be delivered by Sunwater to the intended water source (explained further in definitions), please contact customer support on 13 15 89 for further review and assessment.

### Information shared between parties to facilitate the transfer

Upon signing this application, the seller consents to Sunwater releasing account and billing information directly related to the sale to the buyer or parties authorised to act on either parties' behalf. Information required to be shared as part of the sale will include:

- water allocation numbers
- associated water usage including current water balances, meter reads and offtake details
- current billing charges and/ outstanding balances

### Transfer volume of available water

Not applicable if the seller's account will be closed after this application as the buyer will receive all remaining water for the current water year and for future water years will have access to the nominal volume as outlined on the Water Allocation Title(s) subject to Scheme Announced Allocation calculations. Transfer volume will be subject to calculation based on the seller's usage of water allocation(s) and available water. For more information, please contact 13 15 89 Monday to Friday between 8.30am and 4.30pm.

### Example 1

Announced Allocation = 100ML  
Usage through offtake associated with sale = 50ML  
Transfer volume = 50ML

### Example 2

Announced Allocation = 100ML  
Sale Contract condition that no water will be available until the next announcement  
Transfer volume = 0ML

### Example 3

Customer has multiple allocations with a total volume of 200ML and is wanting to sell one allocation with a volume of 50ML. Customer has used across all allocations 50% (100ML) of available allocation. Calculating transfer volume is approached as follows:

Volume to be sold vs total volume of all allocations as a percentage

For this example:  $50/200ML = 25\%$

Percentage calculated is then applied to allocation volume intended for purchase.

For this example:  $25\% \text{ of } 50ML = 12.5ML$  Transfer Volume

### Drainage charges (Burdekin Haughton Water Supply Scheme)

Drainage charges are set per hectare of land. These charges continue to apply for landholders in the drainage area, despite the transfer of the Water Allocation.

### Channel deliveries

#### Flow rates and maximum diversion rates – channel (if applicable)

Access conditions and maximum diversion rates and works approvals are not affected by this transfer.

#### Caps for transfers into channel system (if applicable)

Channel/pipeline capacity limitations may exist in some schemes therefore no additional allocation can be transferred into these sections.

Provided there are no other operational constraints to the delivery of water, there are currently no caps apart from those set out in the relevant Water Management Protocol.

#### Transfers out of the channel system (if applicable)

Where a requested transfer involves the movement of water between the channel/pipeline and the river, approval of the transfer is at the sole discretion of Sunwater, taking into account relevant contractual obligations and relevant regulations.

A termination fee payable by the seller to Sunwater applies where water is being transferred out of the channel/pipeline system. Refer to the Fees and Charges Schedule for tariffs.

#### Distribution losses in the channel system

Sunwater will consider the impacts on distribution losses from the transfer as part of this application and advise the buyer of any requirements.

### Definitions

**Buyer** in a lease or sublease means **lessee**

**Seller** in a lease or sublease means **lessor**

**Transfer volume** is the volume of water received by the buyer based on the seller's usage of water

**Nominal volume** is the total volume of water as outlined on the Water Allocation Title(s)

**Offtake** is the meter or pump used to access your water allocation