



11 February 2021

Our Ref: RGW:TBB:18035  
 Director:  
 Contact: Teresa Wise  
 Email: teresa@cslegal.com.au

Shire of Serpentine Jarrahdale  
 6 Paterson Street  
 MUNDIJONG WA 6123

Dear Sir/Madam

**SSJ v Minister for Lands - SC CIV 2072 of 2019**

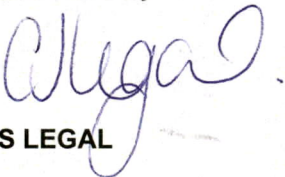
We refer to the above matter.

**We attach:**

1. Application to Vest  
Please have the Authorised signatories sign where indicated.
2. Supporting Statutory Declaration for signature by Michelle Rich- Please have signed in the presence of a qualified witness who must sign their usual signature then print their full name, address, qualification and telephone Number.

Please return all signed documents to our office in the enclosed reply paid envelope.

Yours faithfully



CS LEGAL

ENTERED

16 FEB 2021

BY: .....

**Perth**

Level 6, 218 St Georges Tce, Perth WA 6000  
 PO Box 7489, Cloisters Square PO WA 6850  
 T 08 9476 4499

**Joondalup**

Unit 8, 80 Grand Blvd, Joondalup WA 6027  
 PO Box 741, Joondalup DC WA 6919  
 T 08 9301 4422

**Bunbury**

Level 2, 17 Stirling St, Bunbury WA 6230  
 PO Box 1599, Bunbury WA 6231  
 T 08 9721 2022


[www.cslegal.com.au](http://www.cslegal.com.au)

FORM B 3

WESTERN AUSTRALIA  
TRANSFER OF LAND ACT 1893 AS AMENDED  
OATHS, AFFIDAVITS AND STATUTORY DECLARATIONS ACT 2005



## STATUTORY DECLARATION

I/WE MICHELLE RICH OF CARE OF SHIRE OF SERPENTINE JARRAHDALE 6 PATERSON STREET MUNDIJONG WESTERN AUSTRALIA 6123  
SHIRE PRESIDENT

(name address and occupation of person (s) making the declaration)

Sincerely declare as follows:

1. I AM THE CURRENT SHIRE PRESIDENT FOR THE SHIRE OF SERPENTINE JARRAHDALE AND I AM AUTHORISED TO MAKE THIS DECLARATION ON BEHALF OF THE SHIRE OF SERPENTINE JARRAHDALE.
2. HORNSBY HOLDINGS PTY LTD IS THE REGISTERED PROPRIETOR OF ALL THAT PIECE OF LAND KNOWN AS UNIT 19, 1256 ROWLEY ROAD DARLING DOWNS BEING LOT 19 ON STRATA PLAN 14911 THE WHOLE OF THE LAND COMPRISED IN CERTIFICATE OF TITLE VOLUME 1943 FOLIO 90.
3. I CONFIRM THAT PURSUANT TO THE COURT ORDER ISSUED IN THE SUPREME COURT OF WESTERN AUSTRALIA DATED 27 NOVEMBER 2020 MATTER CIV/2072/2019 IT WAS ORDERED THAT THE ABOVE PROPERTY VEST TO THE SHIRE OF SERPENTINE JARRAHDALE.
4. I MAKE THIS DECLARATION IN SUPPORT OF THE APPLICATION BY THE SHIRE OF SERPENTINE JARRAHDALE TO BE REGISTERED AS THE PROPRIETOR OF THE LAND UNDER SECTION 242 OF TRANSFER OF LAND ACT 1983 BY VESTING APPLICATION



This declaration is true and I/WE know that it is an offence to make a declaration knowing that it is false in a material particular.

This declaration is made under the Oaths, Affidavits and Statutory Declaration Act 2005 at (place) X

On \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_ by –

Signature of person making the declaration (sign in the space above)  
MR X

In the presence of –

Signature of authorised witness (sign in the space above)  
X

(Print the full name, Address and qualification of the authorised witness in the space above)

**INSTRUCTIONS**

1. If insufficient space hereon Form B2 should be used.

**NOTES**

1. If more than one declarant, each signature must have a separate attestation.
2. No person under eighteen years of age may be a witness.
3. A complete list of authorised witness for statutory declarations is contained in Schedule 2 of the Oaths, Affidavits and Statutory Declaration Act 2005.
4. The Western Australian Oaths, Affidavits and Statutory Declarations Act 2005 contains special provisions about authorised witnesses for statutory declarations made outside Western Australia.

FORM A 5

WESTERN AUSTRALIA  
TRANSFER OF LAND ACT 1893 AS AMENDED

## APPLICATION

DESCRIPTION OF LAND (Note 1)

DESCRIPTION OF LAND (Note 1)	EXTENT	VOLUME	FOLIO
LOT 19 ON STRATA PLAN 14911	WHOLE	1943	90

APPLICANT (Note 2)

SHIRE OF SERPENTINE JARRAHDALE OF 6 PATERSON STREET MUNDIJONG WESTERN AUSTRALIA  
6123

REASON FOR APPLICATION (Note 3)

THE APPLICANT HEREBY APPLIES

The Applicant hereby applies to the Registrar of Titles to give effect (pursuant to s.242 of the Transfer of Land Act 1893) to the Order made in the Supreme Court of Western Australia on the 27 November 2020 in matter No. CIV/2072/2019 on the ground that pursuant to sub-section 568F(1) of the Corporations Act 2001 (Cth) the property is to vest in the Applicant.


Dated this \_\_\_\_\_ day of \_\_\_\_\_ Year \_\_\_\_\_


SIGNATURE OF APPLICANT/S (Note 4)

Executed by Shire of Serpentine Jarrahdale  
by authority

X \_\_\_\_\_  
PRESIDENT  
MICHELLE RICH

X \_\_\_\_\_  
CHIEF EXECUTIVE OFFICER  
PAUL MARTIN





**INSTRUCTIONS**

1. If insufficient space in any section, Additional Sheet, Form B1, should be used with appropriate headings. The boxed sections should only contain the words "see page ..."
2. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by the parties.
3. No alteration should be made by erasure. The words rejected should be scored through and those substituted typed or written above them, the alteration being initialled by the persons signing this document and their witnesses.

**NOTES**

1. **DESCRIPTION OF LAND**  
 Lot and Diagram/Plan/Strata/Survey-Strata Plan number or Location name and number to be stated.  
 Extent - Whole, part or balance of the land comprised in the Certificate of Title to be stated.  
 The Volume and Folio or Crown Lease number, to be stated.
2. **APPLICANT**  
 State full name of the Applicant/Applicants and the address/addresses to which future Notices can be sent.
3. **REASON FOR APPLICATION**  
 The request to amend the register to be clearly stated. When referring to the land use the words "land above described".
4. **APPLICANTS EXECUTION**  
 A separate attestation is required for every person signing this document. Each signature should be separately witnessed by an Adult Person. The full name, address and occupation of the witness must be stated.



OFFICE USE ONLY

**APPLICATION**

LODGED BY CS Legal  
 ADDRESS PO BOX 7489  
 CLOISTERS SQUARE PO WA 6850  
 PHONE No. 08 9476 4499  
 FAX No 08 9325 4174  
 REFERENCE No. 12MI3923C LC  
 ISSUING BOX No. 205E

PREPARED BY CS Legal  
 12MI3923C LC  
 ADDRESS PO BOX 7489  
 CLOISTERS SQUARE PO WA 6850  
 icarpenter@cslegal.com.au  
 PHONE No. 08 9476 4499 FAX No. 08 9325 4174

INSTRUCT IF ANY DOCUMENTS ARE TO ISSUE TO OTHER THAN LODGING PARTY.

TITLES, LEASES, DECLARATIONS ETC. LODGED HEREWITH

- |          |                 |
|----------|-----------------|
| 1. _____ | Received Items  |
| 2. _____ | Nos.            |
| 3. _____ |                 |
| 4. _____ |                 |
| 5. _____ |                 |
| 6. _____ | Receiving Clerk |

Registered pursuant to the provisions of the TRANSFER OF LAND ACT 1893 as amended on the day and time shown above and particulars entered in the Register.

EXAMINED