

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

SECTION 39

Claim for Compensation

TO: (insert authority name and address) }
FROM: (name and address of claimant) } To be
} completed
1. Description of land } by the
a) Address } Authority
b) Title particulars }

2. What is your interest in this land?

- Registered Proprietor Mortgagee
 Lessor Licensee
 Lessee Other
 Residential Tenant

3. If you ticked box "Other" provide full details here of your interest in the land.

4. Are you aware of any other persons or corporations that may have an interest in this land?

Tick appropriate box

- YES
 NO

5. If you ticked the "YES" box in 4, provide here full details including name, address, nature and extent of interest.

6. Compensation for your interest in the land that has been compulsorily acquired will be determined by the Valuer-General. You may provide here details of any matters that should be taken into account by the Valuer-General when determining the amount of compensation payable to you.

You should consider each of the following compensation items and where appropriate indicate the amount claimed:

- | | |
|---|----|
| a) the market value of the land on the date of its acquisition | \$ |
| b) any special value of the land to the person on the date of its acquisition | \$ |
| c) any loss attributable to severance | \$ |
| d) any loss attributable to disturbance | \$ |
| e) the disadvantage resulting from relocation | \$ |
| f) any increase or decrease in the value of any other land of the person at the date of acquisition which adjoins or is severed from the acquired land by reason of the carrying out of, or the proposal to carry out, the public purpose for which the land was acquired | \$ |
| g) any other matter | \$ |
| Total compensation claimed: \$ <u> </u> | |

7. State short description of documents of title (leases, mortgages, etc.) which support your claim to your stated interest in the land.

8. Provide the following information:

a) Names and addresses of persons having custody of the above documents.

b) Where can the above documents be inspected?

c) If documents are held or in the custody of someone other than the claimant, in what capacity does that other person hold or have custody of the documents?

d) Name and address of your solicitor or agent.

Signature(s) of claimant(s)

Date

The following statutory declaration must be completed by the claimant(s):

STATUTORY DECLARATION

OATHS ACT 1900, NINTH SCHEDULE DECLARATION

NEW SOUTH WALES

Name in Full I/we,

Residence of.....

do hereby solemnly declare and affirm that the information supplied by me/us in paragraphs 1 to 8 above is correct.

And I/we make this solemn declaration, as to the matter (or matters) aforesaid, according to the law in this behalf made – and subject to the punishment by law provided for any wilfully false statement in any such declaration.

TAKEN and declared at in)

[include State] this day of)

..... 20 before me)

CLAIMANT(S)

.....

Qualified witness

NOTES

1. If this Notice of Claim is not returned to this Authority by [insert date] the Valuer-General will determine your interest without the benefit of information you may have been able to provide.
2. The services of a solicitor, qualified valuer and/or accountant may be of assistance in providing information relating to question 6. Where appropriate claims should be supported by relevant business records.
3. No compensation will be payable to you until you have satisfactorily completed this Claim for Compensation form and returned it to [insert Authority/Department].
4. It is a criminal offence to supply false information in this Claim for Compensation.
5. A qualified witness for the purpose of declaring or affirming this declaration is a person stated in s21 of the *Oaths Act 1900* to be so qualified. These persons are the Registrar-General, a Deputy Registrar-General or any justice of the peace, notary public, commissioner of the court for taking affidavits, Australian legal practitioner authorised by s27 (1) of the *Oaths Act 1900* to take and receive any affidavit, or other person by law authorised to administer an oath.