

Land Title Act  
REGISTRAR-GENERAL'S DIRECTIONS



NORTHERN TERRITORY OF AUSTRALIA

<b>T</b>	<b>M</b>	<b>No:</b>
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**IMPORTANT NOTICE**

Please Note Privacy Statement Overleaf

**TRANSFER OF MORTGAGE**

The seller transfers to the buyer the estate and interest in the lot described in the mortgage and valued below for the consideration subject to the mortgages, encumbrances and other instruments affecting the land including any created by dealings lodged for registration prior to the lodging of this transfer and the buyer accepts this transfer. (NOTES 1 - 4)

ESTATE AND INTEREST	Type: <b>MORTGAGE</b>	(NOTE 5)
	LTO No:	

Register	Volume	Folio	Location	Lot Description	Plan	Unit

(NOTE 6)

VALUE OF THE INTEREST TRANSFERRED AND CONSIDERATION (INCLUDING GST):		GST Amount	(NOTE 7)
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SELLER:	Name only:	(NOTE 8)
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BUYER:	Name: Address for the service of notices:	(NOTE 9)
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TENANCY	Joint Tenants/Tenants in Common (Shareholding)	(NOTE 10)
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.....  
SIGNED by the Seller  
on (Date) .....

In the presence of:  
.....  
Qualified Witness  
.....  
.....

.....  
SIGNED by the Buyer  
on (Date) .....

In the presence of:  
.....  
Qualified Witness  
.....  
.....

(NOTE 11)

## SCHEDULE OF NOTES

1. This form must be used for any transfer by the registered proprietor of a mortgage.
2. Transfers may be lodged as an original only and must be typed or completed in ink or biro.
3. All signatures must be in ink or biro. Alterations to information entered on the form should be crossed out (not erased or obliterated by painting over) and initialled by the parties.
4. If there is insufficient space in any panel use the space above or an annexure sheet (Form 95).
5. The mortgage number transferred must be entered here.
6. Volume and Folio references must be given together with complete parcel description. If a certificate as to title has been issued it must be produced.
7. Pursuant to Section 61(1) of the *Land Title Act* include the value of the lot and the details of any consideration. The amount shown shall be inclusive of GST. For the GST amount, if the transfer of mortgage is subject to the margin scheme and the GST amount is unknown insert "margin scheme" in the box provided
8. Insert full name. Address is not required.
9. Insert full name and an address of the service of notices. The address can be a postal address. If there is more than one buyer additional addresses may be specified. In that case the form should be adapted so that it is clear as to whom each address relates.
10. If two or more buyers, state whether as joint tenants or tenants in common. If tenants in common, specify shares. If no tenancy is stated, the Registrar-General must register the co-owners as tenants in common pursuant to Section 57(2) of the *Land Title Act*.
11. Persons who may witness this document are a Commissioner for Oaths, a member of the Legislative Assembly, a legal practitioner within the meaning of the *Legal Practitioners Act*, a person holding office under the *Supreme Court Act*, the *Justices Act*, the *Local Court Act* or the *Registration Act*, a member of the Police Force, a person licensed as a conveyancing agent or real estate agent under the *Agents Licensing Act*, a Notary Public and any other person approved by the Registrar-General.

A witness to an instrument executed by an individual must first:

- take reasonable steps to ensure that the individual is the person entitled to sign the instrument;
- have the individual execute the document in the presence of the witness;
- not be a party to the instrument; and
- if witnessing more than one signature, clearly state that he/she has witnessed more than one signature. (ie I have witnessed the two signatures appearing above).

After signing, witnesses must legibly write, type or stamp their names and contact address or telephone number below their signature.

For a corporation, an instrument must be executed in a way permitted by law or sealed with the corporation's seal in accordance with the *Law of Property Act*, Section 48.

For witnessing of instruments executed outside the Northern Territory refer to Schedule 1 of the *Land Title Act* and the Registrar-General's Direction.

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## PRIVACY STATEMENT – LAND REGISTER FORMS

The Registrar-General's Office is authorised by the Land Title Act to collect the information on this form for the establishment and maintenance of the Land Register, which is made available for search by any person, anywhere, including through the Internet, upon payment of a fee. The information is regularly provided to other NT Government agencies, the Australian Valuation Office, local governments, the Australian Bureau of Statistics, the Australian Taxation Office or other Commonwealth Agencies as required or authorised by law, and some private sector organisations for conveyancing, local government, valuation, statistical, administrative and other purposes. The Department of Planning and Infrastructure also uses the information to prepare and sell or licence property sales reports to commercial organisations concerned with the development, sale or marketing of property.

Failure to provide the information in full or in part may prevent your application or transaction being completed.

Your personal information provided on this form can be subsequently accessed by you on request. If you have any queries please contact the Deputy Registrar-General on 8999 5318.