

Guidance Notes

Termination of Development Contract

These Guidance Notes are of a general nature and are not intended to, and cannot, replace the advice of a Legal Practitioner or Registered Conveyancer.

For additional information on the completion of this form and requirements see Land Services notes on Community Titles available at www.landservices.com.au/property-professionals/land-division

GENERAL INFORMATION

Form TD is to be used to request the Registrar-General to file an agreement terminating a development contract that is filed with a community plan.

The request is to be made as a consequence of:

- a. an agreement for termination being made between the Community Corporation and the developer¹, and
- b. the passing of a special resolution by the corporation authorising the agreement.

The request is to be made by an officer of the Community Corporation and must be lodged in the Lands Titles Office within **14 days** of passing the resolution.

All handwriting must be in permanent, dense, rapid drying black or blue ink.

EXPLANATION OF FORM

Development contract

Insert the number of the development contract being terminated.

Community Plan

Insert the number of the plan the development contract relates to.

Application to Registrar-General

Application to be completed by an officer of the Community Corporation.

Supporting documentation lodged with application

Insert reference to supporting documentation that is required to be lodged with the application. Termination of a development contract must include certified by the officer making the request:

¹ Definition of “developer” see section 46 of the *Community Titles Act 1996*

- a. Development contract being terminated.
- b. Termination agreement. The required form of certification is-
"This is the copy of the agreement to terminate the development contract referred to in the attached certificate.

i. [Signature of officer]"

- c. Special resolution authorising the agreement. The required form of certification is
"This is the copy of the resolution of the corporation referred to in the attached certificate.

[Signature of officer]"

The Registrar-General may refuse to accept for registration any instrument, annexure sheet or additional or inserted sheet that does not comply with the provisions of these standards.

FORM TD (Version 2)



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