# Approval of transfer of title

Under sections 473 and 474 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* (the Act).

In making an application please refer to Part 4.3 of the Act, the [*Offshore Petroleum Guideline: Transfer and Dealings Relating to Petroleum Titles*](http://www.nopta.gov.au/_documents/guidelines/transfers-and-dealings-guideline.pdf) (the Guideline) and the *Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011* (the RMA Regulations).

## Title and transfer details

| Title number (A separate application is required for each title) | Click here to enter text. |
| --- | --- |
| Date of Execution (date of completion of execution of the prescribed instrument of transfer) | Click here to enter a date. |

| Transferor(s) (Company or individual name(s)) | ASIC ACN/ARBN No: (if applicable) | Title interest (%) (Must total 100%) |
| --- | --- | --- |
| Click here to enter text. | Click here to enter text. |  |
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| Transferee (s) (Company or individual name(s)) | ASIC ACN/ARBN No: (if applicable) | Title interest (%) (Must total 100%) |
| --- | --- | --- |
| Click here to enter text. | Click here to enter text. |  |
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| Click here to enter text. | Click here to enter text. |  |
| Click here to enter text. | Click here to enter text. |  |

**Note:** In the above tables, the list of Transferor(s) **must** include all existing titleholders. The list of Transferee(s) **must** include all ongoing titleholders as well as any new titleholders. These must be included in the attached prescribed form (instrument of transfer) which must be executed by all parties.

## Foreign Investment Review Board Approval (if applicable)

| Foreign Investment Review Board approval (include a copy of the FIRB decision advice) | Choose an item. |
| --- | --- |

## Applicant contact details

| Company name | Click here to enter text. |
| --- | --- |
| Company address | Click here to enter text. |
| Postal address (if not the same as above) | Click here to enter text. |
| Primary contact name | Click here to enter text. |
| Position held | Click here to enter text. |
| Phone | Click here to enter text. |
| Email | Click here to enter text. |
| Alternative contact name (if required) | Click here to enter text. |
| Position held | Click here to enter text. |
| Phone | Click here to enter text. |
| Email | Click here to enter text. |

## Application requirements

| Checklist | Description | Attached |
| --- | --- | --- |
|  | Original transfer instrument (s 474(a)) in the prescribed form under Schedule 7 of the RMA Regulations |  |
|  | Copy of the transfer instrument (s 474(d)) |  |
|  | Proof of payment of the application fee (s 516A). |  |
|  | **If any party transferring into the title is not a registered holder:**   * technical qualifications of the transferee(s) * details of technical advice that is or will be available to the transferee(s) * details of financial resources that are or will be available to the transferee(s). |  |

## Additional information requested

|  |  |  |
| --- | --- | --- |
| Checklist | Description | Attached |
|  | **Refer to the Guideline to ensure all elements of your application is addressed including:**   * assessment timeframes * time limit for lodging an application (if lodged later than 90 days after execution, s 476, please provide details of why the lodgement is late or copy of prior acceptance of late lodgement) * transfer of titles * Attachment 1 – Additional examples of possible funding sources. |  |
|  | **If the transfer is made in consideration of a dealing (prescribed instrument):**   * ensure the dealing has been approved and registered against the title   or   * lodged with the transfer |  |

## Submission details

For an application to be considered validly made and to facilitate timely assessment, NOPTA requires:

* the application to be accompanied by any legislatively prescribed documents/information and submitted within any prescribed timeframes
* a correctly executed application form to be lodged
* the fee to be paid.

One electronic copy in text searchable format of the application should be submitted to NOPTA by email to: [titles@nopta.gov.au](mailto:titles@nopta.gov.au). Email attachments must not exceed 10MB in size. NOPTA uses a single service platform for its secure file transfer to allow applicants to send large files securely to NOPTA. Please email [titles@nopta.gov.au](mailto:titles@nopta.gov.au) for assistance with this activity.

One hard copy of the application should also be lodged, with the prescribed documents/instruments.

Applicants will receive a receipt letter from NOPTA informing them of the date that all the application requirements were met, which will be the date that the application is validly made.

For more details on the methods of payment, refer to <http://www.nopta.gov.au/cost-recovery-and-fees.html>.

For further details on how to submit your application please refer to <http://www.nopta.gov.au/forms/index.html>

## Signatures

1. **I am/ We are signing this form as either: \***

The Directors/Director and Secretary of an Australian registered company applicant.

The Attorney appointed under a Power of Attorney of an Australian registered company applicant.

The person/s authorised to sign to legally bind a Foreign registered company applicant (including foreign companies registered with ASIC). ∞

The Attorney appointed under a Power of Attorney of a Foreign registered company applicant. ∞

\* *Mark the applicable box.*

*∞ See the* [*NOPTA signature fact sheet*](http://www.nopta.gov.au/factsheets/signatures-execution-of-nopta-forms-by-companies.html) *for information on required evidence of signing authority/powers of attorney for foreign registered companies.*

1. **I / We confirm that the information provided in this form is true and correct.** *Please note that giving false or misleading information is an offence under Part 7.4 of the Criminal Code Act 1995 (see in particular sections 136.1 and 137.1 of the Criminal Code).*

### *A. If the applicant is an Australian registered company (copy for multiple applicants)*

|  |
| --- |
| **Executed by (insert full name of company including the ACN)** |
|  |

*As a Director/ Sole Director/ Secretary, in accordance with section 127 of the Corporations Act 2001 (Cth), by:*

|  |  |
| --- | --- |
| *Signature* | *Signature* |
| *Full name (block letters)* | *Full name (block letters)* |
| *Office held (Director/Sole Director)* | *Office held (Director/Secretary) \** |
| *Date* | *Date* |

\* Record the applicable position held by the signatory. Section 127 of the *Corporations Act 2001* provides that a company may validly execute a document with or without a common seal if the document is signed by: (i) two directors of the company; (ii) a director and the secretary of the company; or (iii) where the company is a proprietary company and has a sole director who is also the sole company secretary, that director.

***OR*** *As the holder of a Power of Attorney for an Australian Registered Company*

I declare that I have a Power of Attorney authorising me to execute this Application on behalf of the Company named above, which has not been revoked as at the date of this Application.\*

|  |  |
| --- | --- |
| *Signature of holder of Power of Attorney* | *Signed in the presence of: signature of Witness* |
| *Full name of Attorney (block letters)* | *Full name and address of Witness (block letters)* |
| *Position* |  |
| *Date* | *Date* |

\* A person signing as attorney for an Australian registered company must provide NOPTA with a copy of the Power of Attorney document for our records.

### *OR B. If the applicant is a Foreign registered company (copy for multiple applicants)*

|  |
| --- |
| **EXECUTED BY** |
| Full name of company: |
| Country of registration: |
| Registration number in country of registration: |
| Australian Registered Body Number (ARBN): |

*As person/s who can legally bind the Foreign Company, in accordance with the laws of the company’s country of incorporation, by:*

|  |  |
| --- | --- |
| *Signature* | *Signature* |
| *Full name (block letters)* | *Full name (block letters)* |
| *Office held (Director/Other) \** | *Office held (Director/Secretary/Other) \** |
| *Date* | *Date* |
| (If required) Signed in the presence of: *Signature of Witness* | (If required) Signed in the presence of: *Signature of Witness* |
| *Full name and address of Witness (block letters)* | *Full name and address of Witness (block letters)* |

\* *See the* [*NOPTA signature fact sheet*](http://www.nopta.gov.au/factsheets/signatures-execution-of-nopta-forms-by-companies.html) *for information on the evidence required to be provided to NOPTA of the signing authority for foreign registered companies.*

***OR*** *As the holder of a Power of Attorney for a Foreign Registered Company*

I declare that I have a Power of Attorney authorising me to execute this Application on behalf of the Foreign registered Company named above, which has not been revoked as at the date of this Application.\**∞*

|  |  |
| --- | --- |
| *Signature of holder of Power of Attorney* | *Signed in the presence of: signature of Witness* |
| *Full name of Attorney (block letters)* | *Full name and address of Witness (block letters)* |
| *Position* |  |
| *Date* | *Date* |

\*A person signing as attorney for a foreign registered company must provide NOPTA with a copy of the Power of Attorney document for our records.

*∞ See the* [*NOPTA signature fact sheet*](http://www.nopta.gov.au/factsheets/signatures-execution-of-nopta-forms-by-companies.html) *for information on required form/additional information to be provided for powers of attorney for foreign registered companies.*

# Prescribed instrument of transfer

**Schedule 7**(regulation 12.01)

*Offshore Petroleum and Greenhouse Gas Storage Act 2006.*

*Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011.*

**Transfer of title under part 4.3 or 5.3 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006:***

I/We (1) Click here to enter text.(2)

being the registered holder/holders(1) of Click here to enter text.(3)

in consideration of Click here to enter text.(4)

hereby transfer all right, title and interest in that Click here to enter text.(3)

to Click here to enter text.(5)

Sample Only

IN WITNESS of this transfer the parties to the transfer have affixed their respective common seals or signatures below on this day of 20 .

(6) (7)

(1) *Delete whichever is inapplicable*.

(2) *Here insert the name of the transferor, or where there are two or more transferors, the name of each transferor*.

(3) *Here insert the type (e*.*g*. *exploration permit, production licence), and number, of the property transferred that is a title within the meaning of* section 467 or 519 *of the Act*.

(4) *Here insert the value of the consideration for the transfer or the value of the title transferred*. *Where the transfer of the title is pursuant to a dealing which has been approved and registered under the Act, insert a reference that is sufficient to identify that dealing*.

(5) *Here insert the name and address of the transferee, or where there are two or more transferees, the name and address of each transferee*.

(6) *Here affix the common seal or signature of the transferor or of each transferor, as the case may be*.

(7) *Here affix the common seal or signature of the transferee or of each transferee, as the case may be*.