



Part B – Form LA06

Amalgamation of a Lease Application

Land Act 1994

Requirements


1. This application is for Amalgamation of a Lease.
2. Please read the respective [amalgamating leases guide](#), which includes application restrictions.
3. Payment of the prescribed Application fee is per title reference. A refund of application fees will not be given. Details of fees are available on the [Department Resources](#) website or contact your nearest [business centre](#) or call 13 QGOV 13 74 68.
4. **Part A online form:** [Contact and land details](#) or Part A – [Part A L00 Contact and land Details](#) (PDF) must be completed and submitted with your application.
5. Any additional information to support the application.
6. For your application to be processed, all parts of this application form must be completed and accurately, otherwise your application may be returned to you to complete or refused.

Important information

7. You are **strongly encouraged** to arrange a pre-lodgement meeting with us before you apply to ensure you have the information you need to apply correctly. You can do this by contacting your nearest business centre.
8. The leases to be amalgamated must be of the same tenure type and purpose. If approved the new lease will be the same tenure type and purpose as the existing leases (e.g. Term, Perpetual or Freeholding).
9. The leases to be amalgamated must be held by the same lessee/s and in exactly the same interests.
10. The leases to be amalgamated must be contiguous. 'Contiguous' includes leases separated by a road or watercourse, but does not include leases separated by a lot or where the leases are only joined on a corner.
11. An application for amalgamation of leases can't be made if:
 - any of the lease land is a reserve or State forest; or
 - there is a registered mortgage over only part of the lease land.
12. If your application for amalgamation is successful, you may also be required to provide a plan of survey at your expense.
13. You must continue to pay the rent until a new tenure (if offered) is issued.
14. All outstanding rental must be paid, before submitting an application for Amalgamation of a Lease.
15. Information on this form, and any attachments, is being collected to process and assess your application under section 176K of the [Land Act 1994](#). If required, we may need to consult with third parties such as relevant local or state agencies and adjoining property owners. Details provided to third parties will generally be limited to type of application, area applied for and intended use. Your personal information will not otherwise be disclosed unless authorised or required by law.
16. Please note that we may wish to contact you to seek your views on our service, to advise you of any legislative changes that might affect you or to seek your participation in surveys or programs relevant to your application type.

Any participation will be voluntary and you may email stateland@resources.qld.gov.au if you do not wish for the department to contact you.

17. The department may also compile or analyse statistics and conduct research. Any publication of findings will not involve the publication of identifying personal information.
18. For further privacy information click [Privacy](#) or go to <www.resources.qld.gov.au/home/legal/privacy>.

Office Use Only	Amalgamation of a lease Application	 9 311662 185327
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1. Are the leases to be amalgamated of the same tenure type and purpose e.g. Term, Perpetual or Freeholding Lease? OR Are any of the lease land a reserve or State forest?

Yes

go to 2

No

Application cannot be considered

For leases issued under the [Land Act 1994](#) the Minister and the Lessee may agree upon the tenure type to allow existing rights to continue. For example – Two special leases for grazing purposes may be amalgamated to a Term lease for grazing purposes issued with the right to convert to freehold on terms under section 478 of the [Land Act 1994](#) may continue.

2. Are the leases to be amalgamated held by the same lessees and in exactly the same interests?

Yes

go to 3

No

Application cannot be considered

The leases to be amalgamated must be held by the same lessees and in the same interests (ie if tenants in common, ½ shares).

3. Are the leases to be amalgamated contiguous?

Yes

go to 4

No

Application cannot be considered

Contiguous includes leases separated by a road or watercourse but does not include leases separated by a lot or where the leases are only joined on a corner.

4. Is either lease subject to a mortgage/s?

Yes

go to 5

No

go to 5

If Yes, the written consent to the application for amalgamation must be obtained from the registered mortgagee/s and must be attached to the application form. Each of the leases may have different mortgages, which may result in conflicting priority for the amalgamated lease. In this case, we require written agreement from the mortgage lenders to explain how the conflicting priority will be managed.

5. Is there a sublease or other registered interest (e.g. easement) over the lease?

Yes

go to 6

No

go to 6

If Yes, the written consent to the application for amalgamation must be obtained from the registered sublessee or the registered interest holder and must be attached to the application form.

6. Provide reasons for seeking the proposed amalgamation and details of any additional information to support the application.

go to 7

(If there is insufficient space, please lodge as an attachment)

Attachments

The following must be lodged with your application for it to be processed. If all this information is not submitted, your application will be returned or refused.

7. Tick the box to confirm the attachments for part of the application:

- Application Fee
- Part A online form – Contact and Land details or Part A – Contact and land details PDF
- Evidence of pre-lodgement discussions with the department, if applicable
- A statement of the applicant’s reasons for seeking the proposed amalgamation
- A statement by the relevant local government of its views on the proposed amalgamation
- Written consent of Mortgagee/s, if applicable
- Written consent of Sub-lessee or other registered interest holder, if applicable

For your application to be processed, all parts of this application form must be completed accurately. Otherwise, your application may be returned to you to complete or refused.

Declaration

I certify that I have fully complied with the conditions of the leases as applied for.

I certify that I have read the information, which forms part of this application and the information I have provided is true and accurate.

Signature of applicant (or their legal practitioner)

Date: / /

For applicants, section 142 of the [Land Act 1994](#) states a person is eligible to apply for, buy or hold land under the *Land Act 1994* if the person is an adult, that is, 18 years of age or over. If the legal representative of the applicant is signing as the applicant then the legal practitioner’s full name must be printed immediately below the signature.