**STATUTORY DECLARATION IN SUPPORT OF AN APPLICATION UNDER SECTION 99 OF THE *TRANSFER OF LAND ACT 1958***

**(TO BE COMPLETED BY THE DISINTERESTED WITNESS)**

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| --- | --- |
| I |   |
| of | [FULL NAME] |
|  | [ADDRESS] |
|  [OCCUPATION]make the following statutory declaration under the **Oaths and Affirmations Act 2018:** |

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|  | I am aware that [insert Applicant’s name(s)] (the Applicant(s)) are applying to amend the boundaries, area or position of the land known as: |
|  |  [enter street address] being the land described in folio(s) of the Register [volume] [folio]. |
|  | to accord with the boundaries, area or position shown on the plan of survey by |
|  | [Surveyor’s name] dated [date of survey plan] a copy of which is annexed hereto marked ‘A’ |
|  |
| 1. I have no interest in the land, am not a relative of the Applicant(s) and have no financial relationship with the Applicant(s).
 |
|  | I have known the land for [enter period the declarant has known the land]. I have acquired knowledge of the land by: |
|  | *Describe circumstance under which the declarant came to have knowledge of the land including the frequency and method of observing the land.* |
|  | The eastern boundary of the land is enclosed by: (delete if inapplicable e.g. entire boundary has adopted a road alignment) |
|  | *Describe the fences/walls/buildings that enclose the eastern boundary. Outline if:*1. *The fences/walls/buildings have continuously stood in the present position for the past 15 years*
2. *If the fences/walls/buildings have replaced others within that period, that they are in the same position as the earlier occupation.*
 |
|  | The southern boundary of the land is enclosed by: (delete if inapplicable e.g. entire boundary has adopted a road alignment) |
|  | *Describe the fences/walls/buildings that enclose the southern boundary. Outline if:*1. *The fences/walls/buildings have continuously stood in the present position for the past 15 years*
2. *If the fences/walls/buildings have replaced others within that period, that they are in the same position as the earlier occupation.*
 |
|  | The western boundary of the land is enclosed by: (delete if inapplicable e.g. entire boundary has adopted a road alignment) |
|  | *Describe the fences/walls/buildings that enclose the western boundary. Outline if:*1. *The fences/walls/buildings have continuously stood in the present position for the past 15 years*
2. *If the fences/walls/buildings have replaced others within that period, that they are in the same position as the earlier occupation.*
 |
|  | The northern boundary of the land is enclosed by: (delete if inapplicable e.g. entire boundary has adopted a road alignment) |
|  | *Describe the fences/walls/buildings that enclose the northern boundary. Outline if:*1. *The fences/walls/buildings have continuously stood in the present position for the past 15 years*
2. *If the fences/walls/buildings have replaced others within that period, that they are in the same position as the earlier occupation.*
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|  | Based on my knowledge of the land, the plan of survey accurately records the occupation by the Applicant(s). |

**I declare that the contents of this statutory declaration are true and correct and I make it knowing that making a statutory declaration that I know to be untrue is an offence.**

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| **Signature of person making this declaration** *[to be signed in front of an Authorised Witness]* |
| Declared at |  | *[place]* in the State of Victoria |
| on  |  / / | *[date]* |
| **I/We am an authorised statutory declaration witness and I/we sign this document in the presence of the person making the declaration:** |
| û |
| **Signature of authorised statutory declaration witness** |
| on  |  / / | *[date]* |
| *[Full name of authorised statutory declaration witness in legible writing, typing or stamp]* |  |  |
| *[Personal or professional address of authorised statutory declaration witness in legible writing, typing or stamp]* |  |  |
| *[Qualification as an authorised statutory declaration witness]* |  |  |
| A person authorised under section 30(2) of the **Oaths and Affirmations Act 2018** to witness the signing of a statutory declaration. |

*\* I confirm that reasonable modifications were used in preparing this statutory declaration and that the contents of this statutory declaration were read to the person making the statutory declaration in a way that was appropriate to the person’s circumstances.*

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| Signature of authorised statutory declaration witness |

\* strikeout if not applicable