

*The Form 1 Company™

Commercial Property FORM 1 AND SEARCH AUTHORITY

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The Form 1 Company

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DETAILS (Please complete all details)

Mr/Mrs/Ms Vendor's Name/s
Vendor's Postal Address
Sale Property Address ☐ as above, OR
Certificate of Title: Volume _____ Folio _____
Vendor's Mobile Phone
Vendor's Email

Agency Mobile
Salesperson Email

I request, direct and authorise The Form 1 Company to undertake all property searches and prepare the Form 1 (the statutory disclosure statement) for the sale contract as required under the Land & Business (Sale and Conveyancing) Act. The Property Document Company Pty Ltd ("The Form 1 Company") is requested to prepare and deliver a certified Form 1 to the agent who is then to deliver and serve with the contract for the sale of my property. I will check, confirm and sign the Form 1 and I warrant that I am the registered owner (or attorney for the owner) and that I am liable for the costs of the searches and fees for preparation of the Form 1. I will also complete and sign the Form 1 Questionnaire and send to The Form 1 Company to enable it to complete the Form 1 for me. I acknowledge that the search costs may increase if additional searches are required and that a tax invoice will be sent to me. The authority to debit my credit card (if applicable) may increase depending on the search costs. If a company, I as a Director, guarantee the payment by the company.

Terms and Credit (if applicable)

Terms are payment in 14 days on Invoice. I acknowledge that The Form 1 Company will pay the search fees for me at my request and if unpaid within 14 days then the credit terms will apply and from the date of the Invoice. I acknowledge and accept that The Form 1 Company will charge interest of 18% and a further \$50 administrative fee for late payments. The Property Document Company Pty Ltd may assign this debt and all its interests herein and I consent and acknowledge any assignment or transfer. I charge any and all real property I and the company (if applicable) own with this debt (in addition to all recovery costs) and this charge may be registered. Executed as a deed.

Signed _____ Date ____/____/____

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COSTS

Torrens Title: Searches \$421.58 + Preparation Cost \$440 = \$861.58 ☐
Community Lot: Searches \$512.99 + Preparation Cost \$484 = \$996.99 ☐
Strata Unit: Searches \$552.59 + Preparation Cost \$484 = \$1,036.59 ☐

Note: Additional search and preparation costs may apply for multiple titles and documents

Payment By (please tick):

- ☐ EFT – make payment to NAB BSB 085 005 Account 15 297 3872 (use your surname as payee reference)
☐ Cheque – please attach cheque payable to The Form 1 Company
☐ 14 day account
☐ Credit Card - **card processing fee of 1% applies. Please complete below:**

Credit Card Type: ☐ VISA ☐ MasterCard	Card No.
Expiry Date /	Security Code generally last 3 numbers on rear of card
Cardholder's Name	Signature
Amount \$	this will increase if search costs are more than set out above

TAX INVOICE
ABN 37 162 112 441

VENDOR QUESTIONNAIRE

This Questionnaire must be filled out completely and signed by the Vendor to enable preparation of the Form 1.

Agent:

Vendor:

Sale Property:

Mortgages, Charges and Prescribed Enquiries

Is the property subject to any loan or mortgage that is **NOT** registered on the title? ☐ Yes ☐ No

If yes, please advise name of lender

Is there any tenancy or unregistered lease, agreement for lease, or licence to occupy, (either written or verbal) relating to the property? ☐ Yes ☐ No

If yes, will the tenancy be discharged at settlement?

(Please provide copy of Tenancy Agreement and any extension even if it is to be discharged)

☐ Not Known ☐ Yes ☐ No
If not known Form 1 to state
NOT being discharged

Has there been any notice issued under Section 5 of the Fences Act 1975? ☐ Yes ☐ No

Are there any court or tribunal processes current or underway relating to the property? ☐ Yes ☐ No

If the property is a Strata or Community Title, **please provide the name and address of the corporation secretary** ☐ N/A

Have there been any changes of ownership (including options or assignments) affecting the title in the last 12 months? If yes, provide details below. ☐ Yes ☐ No

Commercial Property

Is the property used for commercial purposes? ☐ Yes ☐ No

If yes, provide details of the uses:

If Commercial, is there an asbestos register? If yes, please provide a copy. ☐ Yes ☐ No

Particulars relating to Environment Protection

Are you aware of any of the following activities, other than domestic activities, occurring on the land before/after you acquired an interest in the land?

- | | |
|--|--|
| a. a manufacturing activity; | ☐ Yes ☐ No |
| b. the keeping of a dangerous substance pursuant to a licence under the Dangerous Substances Act 1979; | ☐ Yes ☐ No |
| c. the distribution of chemicals or fuels; | ☐ Yes ☐ No |
| d. the management or disposal of any waste materials, including any contaminated land fill? | ☐ Yes ☐ No |
| e. agricultural activities? | ☐ Yes ☐ No |

Did the relevant activity occur ☐ Before ☐ After ☐ Before and After you acquired the property

Are you aware of any environmental assessment having taken place on the land ☐ Yes ☐ No

If yes, did the environmental assessment occur ☐ Before ☐ After ☐ Before and After you acquired the property

VENDOR QUESTIONNAIRE

Building Indemnity

1. Have you or a previous owner engaged a licensed builder for building works completed in the last 5 years for works over \$12,000? ☐ Yes ☐ No
2. If yes, did you require Building Indemnity Insurance (Builders' Warranty Insurance)? ☐ Yes ☐ No

General Questions

Are any appliances or other fixtures or fittings which are to be sold with the property subject to any hire, rental or purchase agreement? e.g. satellite dish, alarms, gas bottles, solar panels

If yes, provide details below: ☐ Yes ☐ No

Are all appliances and services into the property in working condition? ☐ Yes ☐ No

If no, provide details below:

Do you intend to remove any fixtures prior to settlement? ☐ Yes ☐ No

If yes, what work will you undertake to remedy any damage caused after removal?

Are you aware of any fence not on the true boundary, any encroachment over any boundary or any encroachment over any easement or right of way? If yes, please detail below: ☐ Yes ☐ No

Have all improvements on the property (including pergolas, verandahs, extensions, fences, sheds, etc) been erected in accordance with the plans and specifications approved by the local Council? ☐ Yes ☐ No

Are there any of the following matters under the Development Act:

- a. An order to do works? ☐ Yes ☐ No
- b. Any legal action or Notice? ☐ Yes ☐ No

If yes, provide all details and documents

Are there any other matters which are relevant to the property which the agent or purchaser should be made aware of? If yes, provide details below: ☐ Yes ☐ No

Important notice to the Vendor, or the person signing this Questionnaire for the Vendor

Sections 7 and 9 of the Land and Business (Sale and Conveyancing) Act 1994, require the Vendor and the agent to provide certain information to the purchaser of the land. This document will be used to prepare the Form 1 and then provide that information to the purchaser and must be completed accurately and if incorrect may invalidate a Contract.

Acknowledgement by Vendor

I/WE, *being the Vendor/person representing Vendor
DO HEREBY STATE that to the best of my knowledge and after inquiry by me the above information supplied is true and correct and is a full disclosure of all required information and I will advise the Agent of any changes to this information and all further information arising in relation to the property. I am aware that incorrect or incomplete information may place the proposed sale of the property at risk and I may be liable for incorrect or incomplete information in relation to claims which I might incur to the Purchaser and or to third parties relying on the information given by me. If I sign as an authorised person I warrant my authority to do so is valid and not withdrawn and is in writing as appointee or attorney of the Vendor.

Signed _____ Date ____/____/____