



RENMARK IRRIGATION TRUST

Constituted by a Statute of the Parliament of South Australia 1893

ABN: 38 139 833 773

2024/2025 Form RIT6
Fee - NIL

Transfer of Water Entitlement Factsheet and Declaration

This document outlines the requirements of Water Entitlement transfers, it must be read and signed before proceeding with any Water Entitlement transfer. Please refer to the Trust’s Transfer Rules Policy for other important information relating to the transfer of Water Entitlement.

1. Water Entitlement

Water Entitlement (also called Irrigation Right) is a share of the Renmark Irrigation Trust’s (the Trust) Water Entitlement held on its Water Licence which has been assigned to a specific individual or legal entity.

2. Transfer of Water Entitlement

Transfer of Water Entitlement allows for the transfer of rights between holders within the Trust’s customer base, and the transfer of Water Entitlement off or onto the Trust’s Water Licence. Water entitlements on other water licences are sometimes referred to as Water Access Entitlements or Irrigation Rights.

Transfers must comply with all requirements of the *Renmark Irrigation Trust Act 2009*, *Landscapes Act 2019*, *Water Act 2007* and any other associated legislation or regulatory policy.

Approval for the transfer of Water Entitlement is subject to compliance with the following requirements:

1. An application to the Trust for the transfer of Water Entitlement is required for all transfers and must be on the relevant Trust form: **FORM RIT1**.
2. All Applications must be accompanied by the relevant application fee(s):
2024-25 Internal Trades: \$40 incl GST; 2024-25 External Trades: \$354 incl GST.
3. Written consent to the transfer must be provided by any party who has a registered interest in the Water Entitlement: **FORM RIT4, or approval letter from the Interest Holder.**
4. Conveyance Water:
 - a. Where Water Entitlement is transferred off the Trust licence (as an external trade) **the equivalent of 3% of the transferred Water Entitlement volume must be transferred to the Trust to meet conveyance loss requirements.**
 - b. Water Entitlement that is purchased internally (from another RIT customer) that is later transferred off licence will be required to **transfer 3% of the transferred volume to the Trust to meet conveyance loss requirements.**
5. **Any remaining Water Levy for Entitlement, paid by the Trust, recouped quarterly, is payable at settlement.**
6. The following conditions apply to all land in the Renmark irrigation district, unless the exclusion criteria outlined below applies:

Sale of Water Entitlement

 - When selling water entitlement, a customer holding one or more certificate of titles is required to retain a minimum of 1 megalitre (ML) of water entitlement.

Sale of Land

 - When selling a single certificate of title, the seller must transfer 1 ML of water entitlement with that title.
 - When selling a portfolio of certificates of titles as a single transaction to one purchaser, the seller must transfer a minimum of 1 ML of water entitlement with that sale.
 - Following the sale of any land titles, the seller must retain at least 1 ML of water entitlement for land titles they continue to hold.

Exclusion criteria: The above requirements do not apply to titles that meet the following criteria:

 - The title has an existing Domestic (Non-Irrigator) Supply Connection; AND
 - The title does not possess Water Delivery Rights (WDR).

This page must be initialed

Seller Initials		
Purchaser Initials		

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3. Selling Water Entitlement

1. The sale of Water Entitlement can be negotiated privately, through a water broker, or as part of a State or Commonwealth Government purchase program.
2. As there can be significant monetary value involved in the sale of Water Entitlements and the process may be complex, the Trust recommends that anyone selling their Water Entitlement consider seeking professional advice and/or representation to protect all parties.

4. Water Delivery Rights and Security

1. There is no requirement for any actions to be taken with Water Delivery Rights when undertaking a Water Entitlement transfer and you can retain all your Water Delivery Rights ensuring ongoing delivery access.
2. You can also seek to transfer some or all of the Delivery Rights, subject to Trust approval, to another person; or to pay a termination fee to terminate some or all of your Water Delivery Rights. This may occur at the same time as the Water Entitlement transfer or can occur at a later date.
3. If the total volume of Water Entitlement held by you is less than 20% of your total Water Delivery Rights then you are required to provide alternative security to protect the Trust's interest in the payment of fees and charges for the delivery of water.
4. Security can be provided to the Trust in one or more of the following forms:
 - a. A charge over Water Entitlement that the applicant continues to hold within the Trust district
 - b. A charge over Water Entitlement held under different ownership within the Trust district;
 - c. A charge over a Water Access Entitlement with the same or different ownership on a private licence;
 - d. a guarantee given by an authorised deposit-taking institution within the meaning of the *Banking Act 1959 (Commonwealth)*;
 - e. an encumbrance registered under the *Real Property Act 1886 (SA)* over the Certificate of Title(s) of the land parcel(s) which the Water Delivery Right allows water to be delivered to;
 - f. a deposit lodged with the Trust;
 - g. any other form of security agreed upon by the Trust and the applicant.

5. Further Information

If you require further information please contact the Trust's Main Office on (08) 8586 6911. Please also refer to the Trust's Transfer Rules Policy for further information regarding the processing of Water Entitlement Transfers. An 'Information Statement' detailing your holding information can be requested from the Trust.

6. Declaration

I declare that I have read and understood the information outlined in this document, including the volume of Water Entitlement that and wish to proceed with the sale/purchase of my Water Entitlement held on the Trust's Water Licence.

Account Name: _____ Account No: _____

Sale/Purchase Volume: _____ (ML) Conveyance Volume:* _____ (ML)
*3% of Sale Volume - refer to item 2.4

_____	_____	_____
Name	Signature	Date
_____	_____	_____
Name	Signature	Date