

[What follows after these parentheses is Form 1 and is for use from the date specified in the relevant notice of gazette publication, until superseded. Footnotes and parts in square parentheses are for assistance of the Acquiring Authority when using the form and are not part of the form and words may need to be varied in any particular case as indicated by a footnote. Authorities are encouraged to provide information in accompanying letters and assistance to landowners in dealing with questions. Authorities are also encouraged to make reasonable attempts to provide information to landowners during the six month period referred to in section 10A(2). Additional information may be included in this form where appropriate.]

Form 1

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

SECTION 11

Proposed Acquisition Notice

This is a proposed acquisition notice for the purposes of section 11 of the *Land Acquisition (Just Terms Compensation) Act 1991* ("the Act"), which provides you written notice of the intention of the Acquiring Authority specified below to acquire land by compulsory process.

To: [insert names and addresses of owners of land as defined in section 4]

1. [insert name of Acquiring Authority] ("the Acquiring Authority") proposes to acquire the land described in the schedule to this notice.
2. The land will be compulsorily acquired as soon as practicable after 90¹ days from the giving of this notice and, in any event, within 120 days from the giving of this notice, unless you and the Acquiring Authority agree in writing to a longer period (see sections 13 and 14 of the Act). The acquisition will be effected by the publication of an acquisition notice in the NSW Government Gazette.
3. When the acquisition notice is published, the legal effect will be that the land/interest in the land² described in the notice will be vested in the Acquiring Authority and, because your interest in the land will be divested, extinguished or diminished by the acquisition notice, you may be entitled to be paid compensation by the Acquiring Authority.
4. If you wish to claim compensation for the acquisition you are requested to lodge with the Acquiring Authority a claim for compensation. If you wish to lodge a claim for compensation you must lodge it before [insert a date more than 60 days after the giving of this notice (see section 15(e))].

¹ [if shorter period has been determined under section 13(2), amend as appropriate]

² [delete whichever is not applicable]

5. A claim for compensation, should you wish to make one, must be in the form which accompanies this notice and is entitled Claim for Compensation.³
6. Compulsory acquisition of land is a significant matter and you may wish to consult a lawyer and consider the terms of the Act as to your rights (a link to a website which has the Act is www.legislation.nsw.gov.au). You may wish to contact the Acquiring Authority for further information and you may find that there is further information publicly available on the website of the Acquiring Authority or at www.propertyacquisition.nsw.gov.au.

SCHEDULE

[if acquiring a freehold interest in the whole or part of the land, insert address of land and particulars of title so as to describe the land or relevant part of the land, for example, lot and deposited plan number, and land title details. Attach relevant plans if required for a partial acquisition of the land.]

OR

[if acquiring an interest other than a freehold interest in the land, insert description of interest in land to be compulsorily acquired (for example, the registered number of the leasehold interest) or, if applicable, the details of the new interest in land to be acquired by compulsory process]

[Acquiring Authority to sign and complete form in the manner it ordinarily signs and completes documents]

³ [make sure that a Claim for Compensation physically accompanies this notice and is in the current form pursuant to section 39(2)]