

**RELEASE OR
EXTINGUISHMENT OF
POSITIVE COVENANT**

Leave this space clear. Affix additional pages to the top left-hand corner.

New South Wales
Sections 88D(12), 88E(7) or 89(8)
Conveyancing Act 1919

PRIVACY NOTE: Section 31B of the Real Property Act 1900 (RP Act) authorises the Registrar General to collect the information required by this form for the establishment and maintenance of the Real Property Act Register. Section 96B RP Act requires that the Register is made available to any person for search upon payment of a fee, if any.

(A) **TORRENS TITLE**

(B) **LODGED BY**

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(C) **POSITIVE COVENANT No.**

(D) **APPLICANT** The prescribed authority in the case of a release, the registered proprietor in the case of an extinguishment

(E) **1. RELEASE: SECTION 88D(12) CONVEYANCING ACT 1919**
The applicant, being the prescribed authority entitled to enforce the above positive covenant, applies to have a recording made in the Register of the order dated and annexed hereto marked releasing that positive covenant.

2. RELEASE: SECTION 88E(7) CONVEYANCING ACT 1919
The applicant, being the prescribed authority entitled to enforce the above positive covenant, releases that positive covenant and applies to have a recording made in the Register giving effect to the release.

3. EXTINGUISHMENT: SECTION 89(8) CONVEYANCING ACT 1919
The applicant, being the registered proprietor of the abovementioned land, applies to have all necessary recordings made in the Register to give effect to the order of the Supreme Court of New South Wales dated an office copy of which is annexed hereto marked which wholly / partially extinguishes the above positive covenant.

DATE / /
 dd mm yyyy

(F) I certify that I am an eligible witness and that an authorised officer of the prescribed authority signed this dealing in my presence. [See note* below].

Certified correct for the purposes of the Real Property Act 1900 by an authorised officer of the prescribed authority.

Signature of witness:

Name of witness:

Address of witness:

Signature:

Name:

Position:

I certify that I am an eligible witness and that the registered proprietor signed this dealing in my presence. [See note* below].

Certified correct for the purposes of the Real Property Act 1900 by the registered proprietor.

Signature of witness:

Name of witness:

Address of witness:

Signature of registered proprietor: