

Application Form for Amending or Ending a Section 173 Agreement



Applicant Details

Note: Pursuant to Section 178A of the Planning and Environment Act only the owner of land, or a person who has entered into an agreement under Section 173 in anticipation of becoming the owner of the land, may apply to the responsible authority for agreement to a proposal to amend an agreement in respect of that land, or end an agreement in respect of that land

Name	
Postal Address	
Email Address	
Contact Phone Number	

Section 173 Agreement Details

Reference and Date of Section 173 Agreement	
Planning Permit Number that Required the Section 173 Agreement	
Address of Subject Land	
Volume, Folio and Plan of Subdivision Number	

Please Detail

The nature of the change sought to the Section 173 Agreement (eg amend or end):
Reason for the proposed change to the Section 173 Agreement:
Has written consent to the proposed change been obtained from the parties to the Section 173 Agreement?

Declaration

I declare that I am the applicant and that all the information is true and correct.

Signature: _____ Date: _____

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Ending or Amending a Section 173 Agreement Checklist

When making an application to Council to amend or end a Section 173 Agreement the following documentation must be submitted:

Checklist item	Have you provided?
<p>A completed application form This form can be downloaded from https://www.surfcoast.vic.gov.au/Property/Planning-and-building/Planning-FAQs/Section-173-Agreements#section-2 Remember it is against the law to give false and misleading information</p>	
<p>A Copy of Title A full, current copy of Title for the property including any restrictions/ covenants listed. A copy of Title can be obtained from https://www.landata.vic.gov.au/ Copies of Title must be no older than 30 days</p>	
<p>Details of all Parties to the Section 173 Agreement A suitably qualified legal practitioner may be required to prepare this information</p>	
<p>Written Consent from the Parties to the Section 173 Agreement</p>	
<p>A Company Search If the subject land is owned by a company, a company search must be submitted with the application to confirm correct ownership details. The company search must be no older than 30 days</p>	
<p>Fee An application fee of \$726.70. Please note: Fees may be subject to change</p>	
<p>Written Statement Outlining the Reasons for Amending or Ending the Agreement The application must be accompanied by a written statement that outlines the purpose of the amendment or ending of the Agreement, why the amendment or ending of the agreement is required, and any changes in circumstances that necessitates the proposed amendment/ ending of the Agreement.</p>	