

Water boundary: Determination application

Registered surveyors should use this form when seeking a title amendment to reflect the latest position of a water boundary.

Important information

Where more than a basic investigation is required additional costs (\$850.00 in total) are to be paid on completion of investigation.

Submit plans and report electronically by email. In exceptional circumstances it may be possible to provide a signed and dated paper copy of the plan and administration sheet.

You must provide signed and dated copies of the plan and administration sheet together with the electronic files required for the surveyor's report and this completed application form by email or CD.

Contact us

For more information, please contact us at:

NSW Department of Industry—Lands & Water
PO Box 2155
DANGAR NSW 2309

Phone: 1300 886 235

Fax: 02 4925 3517

Email: enquiries@crowland.nsw.gov.au

Web: industry.nsw.gov.au/lands

Fee

\$275.00

For further information please refer to the NSW Department of Industry-Lands & Water website (industry.nsw.gov.au/lands).

Lodgement

Email the completed form to: enquiries@crowland.nsw.gov.au

or

Mail to:

NSW Department of Industry
PO Box 2155
DANGAR NSW 2309

Include fee payment - Cheque or Money Order payable to the Department of Industry-Lands & Water

Surveyor details

Salutation	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Miss <input type="checkbox"/> Dr <input type="checkbox"/> Other:				
First Name			Surname		
Business Name					
Postal address					
Work telephone		Home		Mobile	
Email address					
Instructed by					

Property details

Lot/DPs					
Name of landholder					
Street address					
Topographical map reference and details					
Name of waterway					
Is the water body tidal?	<input type="checkbox"/> Yes <input type="checkbox"/> No				
Is the site in the NSW Coastal Zone?	<input type="checkbox"/> Yes <input type="checkbox"/> No				
Relevant Department of Primary Industries Lands office					

Search information provided

Copy of original grant to establish extent of title	<input type="checkbox"/> Yes <input type="checkbox"/> N/A
Copy of current title	<input type="checkbox"/> Yes <input type="checkbox"/> N/A
Copies of all DPs used to define the water boundary (partial copies not acceptable)	<input type="checkbox"/> Yes <input type="checkbox"/> N/A
Copies of any unregistered plans and/or other documents which support or assist the definition	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

Public Authority Searches

SCIMS Search (incl RLs)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
AHD level of MHWM including source	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Council (re: public access)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Other (please identify)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

Surveyor's Report

The Surveyor's Report describes the method used to determine the boundary and it should include, as appropriate:

- basis and method of determining the location of the MHWM or bank
- details of any differences between the observed location of the present MHWM or bank and previous definition/s. Provide considered qualified reasons for the difference (e.g. erosion/accretion/error in prior survey, flood or reclamation)
- position of all improvements relative to boundary as shown on plan
- information and/or statutory declarations from eye witnesses (e.g. long term residents)
- professional advice or evidence (e.g. land/estuary studies, geotechnical evidence, soil/bore hole samples, etc.)
- description of the land and land use. (e.g. whether natural, developed or affected by man)
- photographs—current and historical (terrestrial and aerial, if appropriate, with boundary superimposed)
- a survey geometry file (dwg or dxf) and aerial images with present and previous survey overlays.

Modified doctrine of accretion (for sites within NSW coastal zone only)

Is the area of land landward of the MHWM greater than by prior determination?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
Is the new MHWM definition indefinitely sustainable by nature means?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
Is public access likely to be restricted or denied?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
Is there a copy of field notes relating to the measurement of the MHWM?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A

Office use only – Refer to the Receipting and Referrals Codes Document						
<input type="checkbox"/> DO	Referral Code		Receipting Code	RTEA	TRIM DOC	
Fee Paid		Receipt Number		Account number		

© State of New South Wales through Department of Industry 2018. The information contained in this publication is based on knowledge and understanding at the time of writing (May 2018). However, because of advances in knowledge, users are reminded of the need to ensure that the information upon which they rely is up to date and to check the currency of the information with the appropriate officer of the Department of Industry or the user's independent adviser.