

APPENDIX 5A

Statutory declarations and acknowledgement

***(Original in application form; copy
enclosed as an attachment)***

Part 5: Statutory Declaration & Acknowledgment

You must attach any additional information or supporting documentation in response to a question in the Application Form in an Appendix referenced Appendix A, B, C etc, with a title corresponding to the question. For example, your response to question 5(a) would be titled "Appendix X - Is the information that you have provided true and correct?".

5(a) Is the information that you have provided above true and correct?

Provide a statutory declaration from:

- (a) the Chief Executive Officer and a director of the applicant corporation, or
- (b) the sole director and Chief Executive Officer of the applicant corporation, or
- (c) such other person that IPART agrees may provide the statutory declaration/s,

to the effect that the information provided in the application is true and correct. For the purposes of Part 3 of this application form, the statutory declaration should also state that the applicant corporation is not a disqualified corporation and that no director or person concerned in the management of the applicant corporation is or would be a disqualified individual within the meaning of the WIC Act.

I, do solemnly and sincerely declare that:

1. I am the Managing Director of the applicant (named in the application form accompanying this declaration);
2. the information provided in this application is true and correct to the best of my knowledge;
3. I am aware of the requirements under the *Water Industry Competition Act 2006* (NSW) (WIC Act) for the licence being applied for;
4. the applicant corporation is not a disqualified corporation within the meaning of the WIC Act;
5. no director or person concerned in the management of the applicant corporation is, or would be, a disqualified individual within the meaning of the WIC Act;
6. I have the authority to make this application on behalf of the applicant (named in the application form accompanying this declaration);

and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1900* (NSW).

Name of person making the declaration: Kevin Young

Title of person making the application: Managing Director

Signature of person making the declaration: 

Declared at [place]: PARRAMATTA

On [date]: 15 September 2011

In the presence of [name of witness]: IAN WATERS

Signature of witness: 

Title of witness: SOLICITOR

[Justice of the peace, Solicitor, other (specify)]

5(b) Acknowledgement

An acknowledgement should be provided by:

- (a) company secretary and a director, or
- (b) 2 directors, or
- (c) in the case of a sole director, the sole director, or
- (d) such other person that IPART agrees may provide the acknowledgement.

The applicant (named in the application form accompanying this acknowledgement) agrees to IPART furnishing a copy of the applicant's completed application form, including any confidential information contained in that application form, to:

- the Minister administering the *Water Industry Competition Act 2006* (except Part 3)
- the Minister administering the *Public Health Act 1991* (NSW)
- the Minister administering Chapter 2 of the *Water Management Act 2000* (NSW)
- the Minister administering the *Environmental Planning and Assessment Act 1979* (NSW), and
- the Minister administering the *Protection of the Environment Operations Act 1997* (NSW)

in accordance with section 9(1) of the *Water Industry Competition Act 2006* (NSW) and clause 17 of the *Water Industry Competition (General) Regulation 2008* (NSW).

In the interest of expediting the processing of your application, would you please indicate below whether you agree to a copy of your completed application form (including any confidential information contained in that application form) being provided on a confidential basis directly to relevant departmental staff with responsibility to advise the Ministers named above on issues relating to the provision of water and sewerage services.

☒ I **agree** that a copy of my completed application form (including any confidential information contained in that application form) may be provided to relevant departmental staff as outlined above.

☐ I **do not agree** that a copy of my completed application form (including any confidential information contained in that application form) may be provided to relevant departmental staff as outlined above.

Name of person making the acknowledgement: KEVIN YOUNG

Title of person making the acknowledgement: MANAGING DIRECTOR

[Director / Company Secretary]

On [date]: 15 SEPTEMBER 2011

Signature of person making the acknowledgement: 

Name of person making the acknowledgement: IAN WATERS

Title of person making the acknowledgement: COMPANY SECRETARY

[Director / Company Secretary]

On [date]: 15 SEPTEMBER 2011

Signature of person making the acknowledgement: 