

**CERTIFICATION DEED POLL
OF THE OWNER/DEVELOPMENT PROPONENT**

In favour of: Minister for Economic Development Queensland
of Level 4, 229 Elizabeth Street, Brisbane in the State of Queensland
(the “MEDQ”)

By: The entity named in Item 1 of Schedule A
(the “Owner/Development Proponent”)

RECITALS

- A. The owner/development proponent intends to make to the MEDQ the PDA development application stated at Item 2 of Schedule A (the “Application”) in respect of the land stated at Item 3 of Schedule A (the “Land”).
- B. If a PDA development approval is granted by the MEDQ, there may be some works or other matters that are required to be assessed in accordance with the MEDQ’s certification procedures manual (the “Manual”).
- C. The owner/development proponent makes this Deed Poll in favour of the MEDQ in accordance with the requirements of the Manual.

This Deed Poll provides:-

1. RESPONSIBILITIES AND OBLIGATIONS

- 1.1 The owner/development proponent must, prior to making the Application:-
 - (a) ensure that each person to be named as the certifier, project co-ordinator and development co-ordinator in any PDA development approval that is granted by MEDQ for the Application has signed the relevant certification deed in the Manual; and
 - (b) allow the MEDQ and its officers, agents, consultants, contractors and subcontractors reasonable access to the Land for the purpose of inspecting the Land. This right of access will continue after the Application is made.
- 1.2 If a PDA development approval is granted by the MEDQ for the Application, the owner/development proponent must:
 - (a) ensure all work undertaken by the certifier(s), project co-ordinator and development co-ordinator appointed by the owner/development proponent is in accordance with the PDA development approval; and
 - (b) allow the MEDQ and its officers, agents, consultants, contractors and subcontractors reasonable access to the Land for the purpose of inspecting the works on the Land as they proceed.
- 1.3 The owner/development proponent must comply with the requirements of the Manual and the PDA development approval in respect of works which will become the MEDQ or local government assets.

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- 1.4 The owner/development proponent must comply with the requirements of the Manual and the PDA development approval with respect to bonding uncompleted works.
 - 1.5 To remove any doubt, this Deed Poll does not limit any of the responsibilities and obligations of the owner/development proponent under any PDA development approval, the *Economic Development Act 2012* or otherwise at law.

2. TERM OF DEED

- 2.1 This Deed Poll is in effect from the date it is signed by the owner/development proponent until:
 - (a) where there are no works that will become the MEDQ or external authority assets, the date that is 12 months after the issuing of the certificate of classification for the development under the PDA development approval granted for the Application or sealing of the last survey plan for the development under the PDA development approval granted for the Application, whichever is the later; or
 - (b) where there are works that will become the MEDQ or external authority assets, the completion of the on maintenance period, in accordance with the Manual.
- 2.2 This Deed Poll may not be revoked or amended without the owner/development proponent giving prior written notice to the MEDQ.

3. DEFINITIONS

Terms used in this Deed Poll and not separately defined but which are defined in the Manual, have the meaning assigned to them by the Manual.

SCHEDULE A

Item	Reference	Description
1.	Owner/development proponent	(a) Name (b) Address
2.	Description of Proposed PDA Development Application
3.	Land the subject of the Proposed PDA Development Application	(a) Real Property Description (b) Address

EXECUTED AS A DEED POLL

*****NOTE: Redundant signing clause to be deleted**

EXECUTED as a DEED POLL by)
 [INSERT NAME OF COMPANY AND ACN])
 this day of 20..... in)
 accordance with the *Corporations Act 2001*)

_____ Director

_____ Director / Secretary

SIGNED SEALED AND DELIVERED by)
 [NAME], in the presence of:)
)

_____)
 (Witness - Signature)

_____)
 (Development co-ordinator - Signature)

_____)
 (Witness - Print Name)

on: _____)
 (Date)

Disclaimer

The information collected on this Agreement will be used by the Minister for Economic Development Queensland (MEDQ) in accordance with the assessment of your PDA development application and in relation to the works that may be undertaken in accordance with a PDA development approval that is issued. Your personal details will not be disclosed for a purpose outside the planning process, except where required by legislation (including the Freedom of Information Act 1992) or required by Parliament. This information may be stored in a Minister for Economic Development Queensland database. The information collected will be retained as required by the Public Records Act 2002. Its contents should not be construed that the MEDQ would approve or refuse this application.