



## Foreign Landholder Duty Declaration

Chapter 3A of the *Duties Act 2008*

Foreign landholder duty under Chapter 3A of the Duties Act may apply to an acquisition if the acquirer is a foreign person (a foreign individual, foreign corporation or foreign trustee) and any of the land held by the landholder is residential land.

See information about foreign landholder duty on our website at  
<https://www.wa.gov.au/government/publications/foreign-landholder-duty>.

### When to use this form

Use this form when lodging an agreement for an acquisition instead of a Landholder Acquisition Statement (FDA22). A copy of the agreement for the acquisition must accompany this declaration.

### How to lodge this form

Lodge through your [Online Services Portal](#) account to record and track your correspondence with us. If you don't have an account, see [how to create one](#).

If you can't lodge this form through the Online Services Portal, attach it to [a web enquiry](#).

### Details of interest acquired

Entity in which the interest was acquired (the landholder)

|                          |                    |  |                       |  |
|--------------------------|--------------------|--|-----------------------|--|
| <b>Corporation</b>       | Name               |  | ACN                   |  |
|                          | Incorporation date |  | State of registration |  |
| <b>Unit trust scheme</b> | Name               |  | Establishment date    |  |
|                          | Trustee name       |  | ACN                   |  |

Is the landholder entitled to any land asset that is 'residential property' as defined in section 205E of the Duties Act, either directly or through a linked entity?

☐ Yes ☐ No

Provide Certificate of Title references for all residential property owned by the landholder

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| Details of the person(s) who acquired the interest                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                          |               |
|-------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|---------------|
| If more than one person, attach a separate page with the information below for each person acquiring an interest. |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                          |               |
| <b>Individual</b>                                                                                                 | Name                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                          | Date of birth |
|                                                                                                                   | An individual is foreign if they are not an Australian citizen, and Australian permanent resident or a New Zealand citizen holding a special category visa.                                                                                                                                                                                                                                                                                                                     |                                                          |               |
|                                                                                                                   | Indicate the person's foreign status:<br><input type="checkbox"/> Australian citizen<br><input type="checkbox"/> Australian permanent resident<br><input type="checkbox"/> New Zealand citizen holding a special category visa<br><input type="checkbox"/> None of the above                                                                                                                                                                                                    |                                                          |               |
| <b>Corporation</b>                                                                                                | Name                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                          | ACN           |
|                                                                                                                   | A corporation is foreign if it is incorporated outside Australia or if foreign persons have a controlling interest.                                                                                                                                                                                                                                                                                                                                                             |                                                          |               |
|                                                                                                                   | Indicate the corporation's foreign status:<br>Incorporation: <input type="checkbox"/> inside Australia <input type="checkbox"/> outside Australia<br>Foreign persons: <input type="checkbox"/> controlling interest <input type="checkbox"/> no controlling interest                                                                                                                                                                                                            |                                                          |               |
| <b>Trust</b>                                                                                                      | Name                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                          | ACN           |
|                                                                                                                   | Trustee name                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                          |               |
|                                                                                                                   | A discretionary trust is foreign if: <ul style="list-style-type: none"> <li>• it is controlled by a foreign person or</li> <li>• one or more foreign persons that are takers in default, together with their associates, hold at least 50 per cent interest in the trust</li> </ul> A trust (other than discretionary) is foreign if one or more foreign persons, together with their associates, hold beneficial interests in at least 50 per cent of the income of the trust. |                                                          |               |
|                                                                                                                   | Is the trust a foreign trust?                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |               |
| Address/registered office of individual/corporation/trustee                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                          |               |
|                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                          |               |

| Declaration                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |       |  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------|--|
| A person who provides information to the Commissioner knowing it to be false or misleading in a material particular commits an offence under the <i>Taxation Administration Act 2003</i> . The penalty for the offence is: <ol style="list-style-type: none"> <li>\$20,000 and</li> <li>three times the amount of duty that was avoided or might have been avoided if the false or misleading information had been accepted as true.</li> </ol> |  |       |  |
| I declare that the information contained in this application is, to the best of my knowledge and belief, true, accurate and complete in every particular.                                                                                                                                                                                                                                                                                       |  |       |  |
| Name                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | Phone |  |
| Address                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |       |  |
| Capacity in which declaration is made                                                                                                                                                                                                                                                                                                                                                                                                           |  |       |  |
| Signature                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | Date  |  |

| Contact RevenueWA |                                                                                      |         |                                                                 |
|-------------------|--------------------------------------------------------------------------------------|---------|-----------------------------------------------------------------|
| Web enquiry       | <a href="http://www.osr.wa.gov.au/DutiesEnquiry">www.osr.wa.gov.au/DutiesEnquiry</a> | Website | <a href="http://wa.gov.au">wa.gov.au</a>                        |
| Office            | 200 St Georges Terrace<br>Perth WA 6000                                              | Phone   | (08) 9262 1100<br>1300 368 364<br>(WA country landline callers) |
| Postal            | GPO Box T1600<br>Perth WA 6845                                                       |         |                                                                 |

| Privacy statement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
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| <p>The Commissioner of State Revenue collects personal information under the authority of the <i>Taxation Administration Act 2003</i> and the <i>First Home Owner Grant Act 2000</i> (Acts) for the purposes of administering and enforcing those Acts and the State revenue laws. The collected information is protected by the confidentiality provisions in the Acts. We will not use your information outside of revenue administration purposes or share your information without your consent except in circumstances required or authorised by law.</p> <p>See <a href="http://www.wa.gov.au/organisation/departments-and-agencies/revenue-wa/privacy-and-personal-information">www.wa.gov.au/organisation/departments-and-agencies/revenue-wa/privacy-and-personal-information</a> for details about how your personal information is handled.</p> |