

# Change Name by Change of Name Certificate, Deed Poll or Licence

A guide to preparing the documents



# Preparing an Application to Change Name by Change of Name Certificate, Deed Poll, or Licence

This step-by-step guide is designed to show you how to prepare and lodge an application to **change the name** shown on a title following the change of a name being recorded with the Registry of Births, Deaths and Marriages in WA by a change of **name certificate**, **deed poll**, **or licence**.

If you are completing the forms yourself, we advise you to exercise care as the documents involved are legally binding. Consultation of a competent professional, such as a solicitor or settlement agent, should always be considered when preparing any land transaction document.

It is important to read through the whole of this information guide. Being familiar with the information provided will assist if you need to contact Landgate to clarify any part of the process. Useful contacts are listed on the back page.

# What you should know about a Certificate of Title

Certificates of Title are created by Landgate, usually as a result of registration or approval of a subdivisional plan. Original titles are always kept at Landgate.

It is recommended that a copy of the original Certificate of Title be obtained from Landgate, to assist in completing the application form and statutory declaration. We commonly refer to this as a 'title search'. A title search will show the spelling of the names of the registered proprietors/owners.

For a fee, you can conduct a title search and obtain a copy of a Certificate of Title.

# What do I need for my application?

- Title Search (recommended) used to complete the application form
- Forms: Change of Name e-form (or paper Application Form A5) and Statutory Declaration form B3
- Certified copy of the change of name certificate, deed poll, or licence issued by the Registry of Births, Deaths and Marriages in WA (or equivalent if outside of WA). A copy certified by Australia Post, a licensed settlement agent or a legal practitioner is also acceptable. NOTE: a copy of a change of name certificate, deed poll, or licence, certified by a Justice of the Peace, an accountant, or any other similarly qualified person is not acceptable as evidence for the change of name application.
- Registration fees payable to Landgate

### Title Search – a copy of the current Original Certificate of Title

A title search is optional, however highly recommended, as the search provides you with a complete up- to-date copy of the title at the date and time the title search is conducted.

For a fee, you can conduct a title search online using an address and <u>order a copy of a Certificate of</u> Title.

# Change of Name e-Form (or Form A5) and Statutory Declaration Form B3

The Change of Name e-Form and the Statutory Declaration Form B3 are available via <u>Landgate's Land Titling Forms</u> web page. Alternatively, paper versions (Application Form A5 and Form B3) are available from a Landgate office. Please note that only original signed forms can be lodged for registration and all forms must be printed on white A4 size paper in duplex style, so both sides of the paper are printed upon.

# Certified copy of the change of name certificate, deed poll, or licence issued by the Registry of Births, Deaths and Marriages in WA (or equivalent if outside of WA)

A certificate copy of the change of name certificate is required to be produced as evidence of the change of name application. The certified copy of the certificate must be issued by the Registry of Births, Deaths and Marriages in WA (or equivalent if outside of WA).

If the change of name occurred by a deed poll or a licence, a certified copy of the deed poll or licence certified by the Registry of Births, Deaths and Marriages in WA or the production of the clients copy of the deed poll or licence (for sighting by Landgate) will be required to be produced as evidence.

The certified copy of the change of name certificate, deed poll or licence issued by the Registry of Births, Deaths and Marriages may be certified as a true copy by Australia Post, however there is a fee payable for this service. A copy certified by a licensed settlement agent or a legal practitioner will also be accepted (refer to <a href="Land">Land</a> <a href="Transactions Policy">Transactions Policy</a> and <a href="Procedure Guide DOC-04">Procedure Guide DOC-04</a> <a href="Statutory Declarations">Statutory Declarations</a> and <a href="Supporting Evidence">Supporting Evidence</a>.

Where the change of name, deed poll, or licence has been certified by Australia Post, a licensed settlement agent or a legal practitioner, the copy can be provided to Landgate in lieu of the certified copy issued by the Registry of Births, Deaths and Marriages. Note: the originally signed certified copy must be provided to Landgate.

NOTE: a copy of a change of name certificate, deed poll, or licence, certified by a Justice of the Peace, an accountant or any other similarly qualified person is not acceptable as evidence for the change of name application.

#### **Registration Fees**

View the current <u>Registration and Search Fees</u> that can be paid by cash, credit card, EFTPOS, or by cheque/money order made payable to Landgate. Fees must be paid when lodging the document in person or included if posting the documents to Landgate.

### Further Reading

For further information on this transaction type and further document requirements, please see the following links:

- Land Titles Registration Policy and Procedure Guides
- A Guide to basic requirements for the preparation of paper documents "<u>Getting it Right</u>
   <u>Reference Guide</u>"
- Land Transactions Hub

# Steps to lodging the application

- 1. Complete the application and statutory declaration forms by using the title search. Type or print legibly in dark ink (preferably black) to complete the application and statutory declaration forms, using the examples in this guide to assist you.
- 2. Ensure a certified copy of the change of name certificate issued and certified by the Registry of Births, Deaths and Marriages in WA is provided as evidence with the application and statutory declaration. A copy certified by Australia Post is also acceptable.
- 3. If the change of name occurred by a deed poll or a licence, a certified copy of the deed poll or licence certified by the Registry of Births, Deaths and Marriages in WA, or a copy Certified by Australia Post, or production of the clients copy of the deed poll or licence (for sighting by Landgate) will be required to be produced as evidence. NOTE: a copy of a change of name certificate, deed poll or licence, certified by a solicitor, Justice of the Peace, an accountant, or any other qualified person is not acceptable as evidence for the change of name application.

- 4. Lodge the original signed forms, certified copy of the change of name certificate (issued by the Registry of Births, Deaths and Marriages in WA), deed poll or licence with Landgate ensuring the registration fee payment is enclosed if lodging by post.
  - In person at one of Landgate's lodgement offices. NOTE: any person can lodge
    the application document with Landgate; the lodging party does not need to be one
    of the persons named in the application document.
  - By post to:

Landgate Document Lodgement Section

PO Box 2222

MIDLAND WA 6936

NOTE: Original evidence being returned by post will be posted in the normal mail. If you wish to have the original evidence returned by registered post, you will need to provide a self-addressed, pre-paid registered post envelope to Landgate with the application document.

#### **Terms of Use**

#### **Disclaimer of Liability**

The information contained in this document is a guide or information source only. Various factors beyond the control of Landgate can affect the quality or accuracy of the information and products. While every effort has been made to ensure accuracy and completeness, no guarantee is given, nor responsibility taken by Landgate for errors or omissions in this document. Landgate is not liable for any loss or damage incurred as a result of the use of, or reliance upon the information provided in this document or incorporated into it by reference.

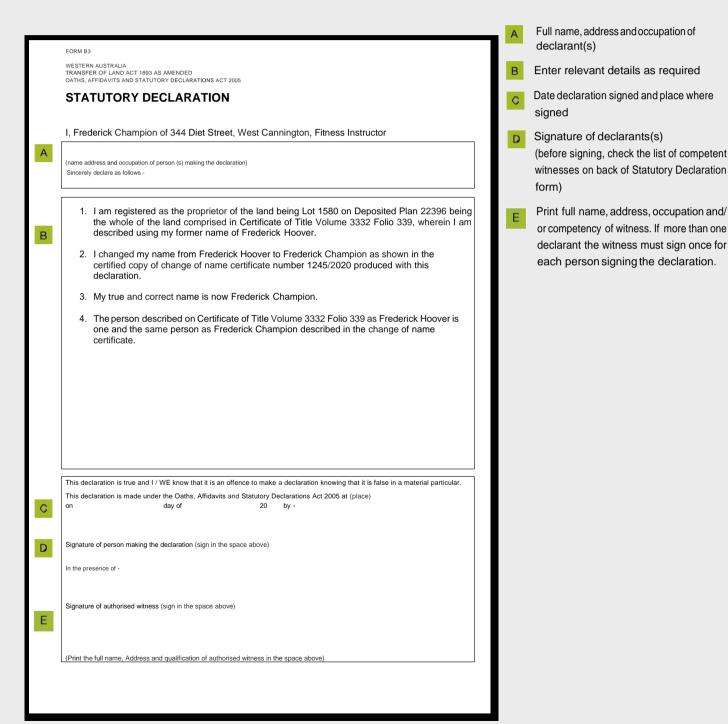
#### **Important**

The information in this document should not be regarded as legal advice. In all matters, users should seek legal advice from an independent legal practitioner.

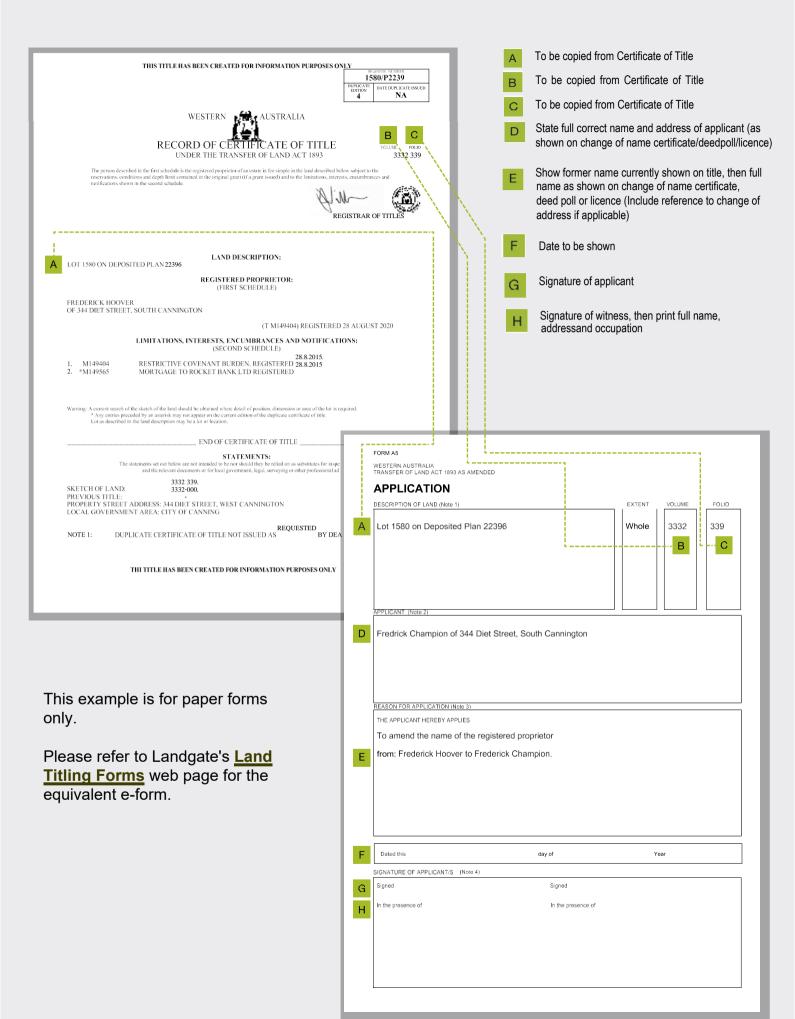
# **Completing the Statutory Declaration**

A statutory declaration is required by the person who is changing their name. The following statements should be included:

- State the capacity of the declarant, include reference to former name shown on title, land description and former address (only show former address if address has changed)
- » State the change of name and include reference to certified copy of change of name certificate, deed poll or license (include new address if changed)
- » State full correct name now (as shown on change name certificate, deed poll or license)
- » State the person shown on the title (former name) plus title reference as being one and the same person (new name) as shown on the change of name certificate, deed poll or license.



SAMPLE ONLY. ACTUAL TEXT WILL VARY



SAMPLE ONLY. ACTUAL TEXT WILL VARY.

#### **Contact List**

#### **Landgate Contacts**

Landgate Office Hours 8.30am to 4.30pm (Lodgement Hours 8.30am to 4.30pm

Landgate - Midland Head Office 1 Midland Square **MIDLAND WA 6056** 

TEL +61 (0)8 9273 7373

Email: customerservice@landgate.wa.gov.au

Website: www.landgate.wa.gov.au

Postal Address: PO box 2222, MIDLAND WA

6936

#### **Document Lodgement Sites**

Document lodgement hours strictly 8.30am to 4.30pm

Landgate - Midland Head Office

1 Midland Square MIDLAND WA 6056

Landgate - Perth Business Office

200 St Georges Terrace PERTH WA 6000

#### Other Useful Contacts

**Department of Finance** Revenue WA

3<sup>rd</sup> Floor, 200 St George Terrace

PERTH WA 6000

Tel: +61 (0)8 9262 1100

Website: www.wa.gov.au

**Department of Planning** 

140 William Street PERTH WA 6000

Tel: +61 (0)8 6551 9000

Website: www.planning.wa.gov.au

Family Court

150 Terrace Road PERTH WA 6000

Tel: +61 (0)8 9224 8222

Website: www.familvcourt.wa.gov.au

**Probate Office** 

11th Floor, 28 Barrack Street

PERTH WA 6000

Tel: +61 (0)8 9421 5152

Website: <u>www.supremecourt.wa.gov.au</u>

Registry of Births, Deaths and Marriages

141 St Georges Terrace

PERTH WA 6000

Tel: +61 1300 305 021

Website: www.bdm.dotag.wa.gov.au

**State Administrative Tribunal** 

6<sup>th</sup> Floor 565 Hay Street

PERTH WA 6000

Tel: +61(0)8 9219 3111

Website: www.sat.justice.wa.gov.au

