

**Lands Operations Division** 

https://www.alberta.ca

Public Lands Disposition Management 5th floor, South Petroleum Plaza 9915 – 108 Street Edmonton, Alberta, T5K 2G8 Fax: 780- 422-2545

# **Application for Assignment of Agriculture Dispositions**

Farm Development Lease (FDL), Grazing Licence (FGL), Grazing Lease (GRL)

& Associated License of Occupation (DLO)

## INSTRUCTIONS/INFORMATION

This **Application for General Assignment of Dispositions** is used when the whole of the land under one or more Dispositions is assigned with associated access from all of the assignors to all of the assignees. An assignor may also be an assignee. If the current disposition holder(s) wishes to divide the lands under a disposition for the purpose of a partial assignment of interest, the disposition holder(s) must submit the **Application for Partial Assignment of Disposition** instead.

#### **Estates Only**

**Tenants in Common, Sole Disposition Holder:** If one or more disposition holders are deceased or if there is a sole surviving disposition holder, the personal representative of the deceased must submit an **Application for Transfer of Disposition to Personal Representative** before or at the same time as the Agriculture Assignment application. There is no fee for submitting an Application for Transfer of Disposition to Personal Representative.

**Joint Tenants:** The surviving Joint Tenant(s) must submit a **Statutory Declaration – Proof of Death.** There is no fee for submitting a Statutory Declaration of Proof of Death.

IMPORTANT: Assignment of a disposition requires the approval of the director, per section 146(2) of the Public Lands Administration Regulation (PLAR). Submission of an Application for Assignment does not grant any authority to the Assignee to occupy the lands until written approval has been given by the department. The current disposition holder remains responsible for rent, royalties, fees and taxes until all parties to the assignment have been notified by the department in writing that the disposition's rights and responsibilities have been assigned to the new holder(s).

**IMPORTANT:** Email addresses for the primary Assignor, primary Assignee and their respective lawyer/s (if any) are required to complete this form.

The completed form <u>signed by all assignors and assignees</u> must be submitted with all supporting documents to: <u>AgricultureAssignUnit-Mailbox@gov.ab.ca</u> or mailed to the following address:

Alberta Forestry, Parks and Tourism

Public Lands Disposition Management ATTN: Agriculture Assignments Unit 5th floor, South Petroleum Plaza 9915 – 108 Street Edmonton, Alberta T5K 2G8 The applicant will be notified of deficiencies in their application. If deficiencies are not updated and submitted to the department within 30 days of the Notification, the application will be rejected. Application fees for rejected applications are non-refundable.

### **APPLICATION REQUIREMENTS**

The following items are required for every assignment of a Lease or Licence. The Application must be complete and correct with all supporting documentation as specified below:

- 1) Client ID: All assignees must have a Client ID number. If the Assignee(s) does not already have a Client ID number they must apply by submitting an **Application/Amendment for Client ID** form. This form can be submitted by either mail, fax or email as indicated on the form. Application/Amendment Form for Client ID.
- 2) Assignment Fee: \$3,150.00
- 3) Payment of all arrears: Ensure any debts owed to the Crown for more than 60 days are paid prior to submission. Note the department will review this statutory requirement based on the application date.
- 4) Encumbrances must be removed, specifically any Conditional Surrender of Lease (CSL) must be discharged. The assignor is obligated to inform the assignee of any CSLs that may be in place. A Land Standing Report must be obtained to check for active CSLs by following the instructions in the link found here: <a href="https://www.alberta.ca/Electronic-transfer-system.aspx">https://www.alberta.ca/Electronic-transfer-system.aspx</a> or contact <a href="https://www.alberta.ca/Electronic-transfer-system.aspx">https://www.alberta.ca/Electronic-transfer-system.aspx</a> or contact <a href="https://www.alberta.ca/Electronic-transfer-system.aspx">AgricultureAssignUnit-Mailbox@gov.ab.ca</a>, providing the disposition number.
- **5) Conditional Surrender of Lease Fee** (if applicable) Conditional Surrender of Lease form can be found at: <a href="https://www.alberta.ca/alberta-environment-and-parks-land-forms.aspx">https://www.alberta.ca/alberta-environment-and-parks-land-forms.aspx</a>
- **Associated Dispositions (DLO):** Any dispositions for access (roads DLOs) providing primary access to the FDL, FGL or GRL must be assigned simultaneously.
- **7)** Applications for *Water Act* Approvals must be completed online. They are found at https://www.alberta.ca/environmental-approvals-system-onestop.aspx.
- 8) Grazing Bison: Requires written approval in advance from the Crown, consult the local agrologist.
- 9) Grazing Sheep: May be restricted in some areas; consult the local Agrologist
- **10) Government of Alberta Employees / MLAs:** If the assignee is a Government of Alberta employee (excluding Alberta Health Services employees), attach approval from the Deputy Minister of the department relevant to the employee in accordance with the Code of Conduct & Ethics for the Public Service of Alberta.

#### FEES:

#### All Application fees are non-refundable:

- Assignment Fee: \$3,150.00 (no GST)
- Conditional Surrender of Lease Fee: \$400.00 (no GST)

Acceptable forms of Payment (make cheques and money orders payable to Government of Alberta)

- Cheque
- Money Order
- Credit Card (GPAS payment system)

**IMPORTANT:** Ensure the disposition number (for example, GRL123456) is shown on the cheque and cover letter. Payments can be mailed to the following address:

## Alberta Forestry, Parks and Tourism

Public Lands Disposition Management 5th floor, South Petroleum Plaza 9915 – 108 Street Edmonton, Alberta T5K 2G8 **Credit Card:** If you want to pay by **credit card** online, please email <u>AEP.AgriPymt.mailbox@gov.ab.ca</u>. When submitting your request, you must provide the following information:

- Leaseholder name/Company name
- Disposition number (for example, GRL123456)
- · Amount of Payment
- E-mail address of the person the payment request is to go to.

The administrator will generate a transaction request through our GPAS payment system, which you will receive to the email address you provided. Once you complete the payment details on your side, you will receive an email confirmation of the payment. You can make a request for more than one disposition payment in one email but two credit card payment links will be sent to you, one for each payment.

### STATEMENT REGARDING COLLECTION OF INFORMATION:

The personal information contained on this form, including all attachments, is collected under the authorization of Section 33(c) of the *Freedom of Information and Protection of Privacy (FOIP) Act* and is managed in accordance with Part 2 of the *FOIP Act*. It will be used for the purpose of administering the *Public Lands Act* and regulations. Government of Alberta will disclose all information contained on this form, including personal information, to anyone requesting a copy in accordance with section 166(2) of the Public Lands Administration Regulation (PLAR). For further information, please contact Public Lands Disposition Management at the address above.



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# **Application for Assignment of Agriculture Dispositions**

Farm Development Lease (FDL), Grazing Licence (FGL), Grazing Lease (GRL) & Associated Licence of Occupation (DLO)

Disposition Number:	Associated Access (DLO), if any			
1.				
2.				
3.				
4.				
Between				
1.				
2.				
3.				
4.				
(hereinafter called the "Assignor(s)") (Assignor: all names that are on current agreement)				
- and -				
1.				
2.				
3.				
4.				
(hereinafter called	the "Assignee(s)")			

(Assignee: all names to be stated on the new agreement)

If space is not sufficient, use Application for <u>Assignment of Agriculture Disposition (Additional Assignees) Form</u> and attach, ensuring that it has been annotated by Commissioner of Oaths or Notary Public. Attached?

LEGAL REPRESENTATION (if any) – APPLICANT				
Firm:				
Lawyer's Name:		Address:		
City:		Province: Postal Code:		
Email Address:		Phone		
	PART I: THE	ASSIGNORS		
Assignor Declaration				
I, the holder, certify that I have held the lease for a minimum of 3 years prior to the date of this application.			No □	
I, the holder, certify that I am in compliance with my disposition according to The <i>Public Lands Act</i> (PLA) and the Public Lands Administration Regulation (PLAR).			No □	
I, the holder, certify that all property taxes owed to the municipality and any arrears (for example, rent) on this disposition have been paid to date.			No □	
I, the holder, certify that there is no outstanding Conditional Surrender of Lease (CSL), or any other lien or charge (encumbrance) recorded against the disposition.			No □	
I, the holder, certify that I have disclosed to the Assignee, any and all compensation earned from surface rights dispositions as of the date of this application. The Crown is absolved of all responsibility with regards to this.			No □	
PART II: THE ASSIGNEES				
If the assignee is a Government of Alberta Employee/MLA (excluding Alberta Health Services employees), attach approval from the Deputy Minister of the department relevant to the employee in accordance with the Conduct & Ethics for the Public Service of Alberta.				
Identification of Assignees				
1. Primary Assignee's Full legal name		Primary Assignee's Client ID		
The primary Assignee, as referred to as service provider, is responsible for receiving all notifications pertaining to the disposition, which also includes- annual rental invoices, completing the Annual Stock Return Forms, submitting the Agricultural Lease Recreational Access Contact and Conditions Form.				
Primary Assignee's Contact Information:				
Address:		City:	Prov	.:
Postal Code:	Phone:	Email:		

If the Assignee is incorporated, attach a copy of your certificate of incorporation or evidence of corporate status. Attached? $\Box$			Yes		No □
Is the Assignee at least 18 years old?		Yes		No □	
Is the Assignee a Canadian citizen or a permanent resident?		Yes		No □	
Is the Assignee an employee of the Government of Alberta, (excluding AHS employees) or a Member of the Legislative Assembly of Alberta? If yes,which department/riding?		Yes □		No □	
2. Assignee's Full Legal Name: Assignee's		Client ID:	:		
Assignee's Contact Informa	ation:				
Address:	City: Prov.:		:		
Postal Code:	Phone:	ne: Email:			
If the Assignee is incorporated, attach a copy of your certificate of incorporation or evidence of corporate status. Attached? □			Yes I		No □
Is the Assignee at least 18 years old?			Yes		No □
Is the Assignee a Canadian citizen or a permanent resident?		Yes		No □	
Is the Assignee an employee of the Government of Alberta, (excluding AHS employees) or a Member of the Legislative Assembly of Alberta? If yes,which department/riding?		Yes		No □	
3. Assignee's Full Legal Name: Assignee's Client ID:					
Assignee's Contact Informa	ation:				
Address:		City:	Prov.:		
Postal Code:	Phone:	Email:			
If the Assignee is incorporated, attach a copy of your certificate of incorporation or evidence of corporate status. Attached? □		Yes		No □	
Is the Assignee at least 18 years old?		Yes		No □	
Is the Assignee a Canadian citizen or a permanent resident?		Yes		No □	
Is the Assignee an employee of the Government of Alberta, (excluding AHS employees) or a Member of the Legislative Assembly of Alberta? If yes,which Yes □ No department/riding?			No □		
4. Assignee's Full Legal Name		Assignee's	Client ID:	:	

Assignee's Contact Information:						
Address:		City:		Prov.	Prov.:	
Postal Code:	Postal Code: Phone: Email Address:					
If the Assignee is incorporated, attach a copy of your certificate of incorporation or evidence of corporate status. Attached? □		ation or	Yes □	No □		
Is the Assignee at least 18 years old?		Yes □	No □			
Is the Assignee a Canadian citizen or a permanent resident?		Yes □	No □			
Is the Assignee an employee of the Government of Alberta, (excluding AHS employees) or a Member of the Legislative Assembly of Alberta? If yes,which Yes \(\sigma\) No department/riding?			No □			
Assignees' Interest (Tena	ncy)					
☐ Joint Tenants	☐ Tenants in Com	mon	□ Sole Ho	older		
Eligibility of Corporate Bo	odies	<u> </u>				
beneficially owned by persons who are Canadian citizens or permanent residents within the meaning of the Immigration and <i>Refugee Protection Act</i> (Canada), and that the shares are owned for the exclusive use and benefit of the shareholders and not in the interests of or for the benefit of any other person (Public Lands Administration Regulation s.52).  Ancillary Documentation						
The following documents have been submitted or are submitted at the same time as this application (check						
all that are applicable):  ☐ Conditional Surrender of Lease (submitted by Assignees)						
<ul> <li>☐ Conditional Surrender of Lease (submitted by Assignees)</li> <li>☐ Application for Transfer of Disposition to Personal Representative</li> <li>☐ Other</li> </ul>						
SIGNATURES						
Authorized Signatures						
Each of the Assignor(s) certifies that the information in Part I is true and complete and agrees to comply with all terms and conditions.						
Assignor's Name Assignor's Signatur		ignature				
1.						
2.						
3.						
4.						
	Dated:					

Each of the Assignee(s) certifies that the information in all terms and conditions.	Part II is true and complete and agrees to comply with
Assignees' Name	Assignees' Signature
1.	
2.	
3.	
4.	
Dated:	
COMMISSIONED/NOTARIZED STATUTORY DECLA	RATION
I,	Declared before me at
and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath or affirmation.	this day of
Signature of Applicant	A commissioner of Oaths in and for Alberta
	Stamped name of Commissioner for Oaths and date on which appointment expires
OFFICE U	ISE ONLY
Application requirements complete: Yes $\ \square$ No $\ \square$	Date Reviewed:
Staff Name:	Approved to proceed: Yes □ No □
Staff Position (Delegated Authority):	