STATUTORY DECLARATION

Transfer of Interest in Property to Husband/Wife/De Facto Spouse

QUEENSLAND
TO WIT

I, …….

of, …….
in the state of Queensland, do solemnly and sincerely declare that I am the transferor of an interest in property described as…….……
……to my *****husband/wife/de facto spouse.

- The transfer is wholly by way of gift and the after the transfer we will hold the property as joint tenants or tenants in common in equal shares.
- The property will be used as our principal residence from the date of the transfer.
- *****We have a:
  - (i) valid and subsisting marriage – Date of Marriage .../.../…
  - (ii) we are living in a subsisting de facto relationship and have lived together as a defacto couple for at least 2 years.
- Description of property: *****Dwelling house/flat/unit
- Value: Residential land (includes residence) $……..
- Value: Non-residential property[1] $……..

Total Value $

Value of property being transferred[2] $

I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1867*.

Signed ……..

Taken and declared before me at ……

This …….. day of ……. Year ……

……...
Person who may take declarations[3]

* Cross out whichever is not applicable.

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[1] If a business or other income producing activity is being conducted on the property, apportionment is required.
[2] For example, if one half of the property is being transferred, one half of the total value is to be shown.
[3] Declarations can be taken by:
- (i) a justice of the peace, commissioner of declarations or notary public under the law of the State, the Commonwealth or another state; or
- (ii) a lawyer: or
- (iii) another person authorised to administer an oath under the law of the State, the Commonwealth or another state.