

REPUBLIC OF VANUATU

LAND LEASES ACT N° 4 OF 1983

MORTGAGE

(Section 51)

TITLE No. ....

(PLEASE READ THE NOTES IN MARGIN AND ON BACK PAGE BEFORE COMPLETING THIS FORM)

MORTGAGOR(S) (full name(s))

being registered as the proprietor(s) of lease(s) / sublease(s) the hmd comprised in the abovementioned titles.

MORTGAGEE(S) (full name(s) and address(s) in Vanuatu)

Delete whichever alternatives is inapplicable

- 1. The Mortgagor(s) hereby acknowledge(s) the receipt from the Mortgagee(s) of a loan of (amount in words and figures) ..... (VT .....

\* OR

The Mortgagee(s) has/have agreed to make certain advance on the current account of the Mortgagor(s) up to a limit of (amount in words and figures) ..... (VT .....

Delete this clause if inapplicable

- 2. The Mortgagor(s) HEREBY COVENANT(S) with the Mortgagee(s) in the manner set out in the First Schedule hereto.
3. To secure to the Mortgagee(s) the repayment of the loan/advances and the in the payment of interest thereon manner and at the rate set out in the First Schedule hereto. The Mortgagor(s) HEREBY MORTGAGE(S) its/his/her their interest in the above-mentioned title(s), subject of the provisions of the Act except as far as there may be modified in this Instrument.
4. \* The Mortgagee(s) HEREBY COVENANT(S) with the Mortgagor(s) in the manner set out in the Second Schedule hereto.
5. The Mortgagee(s) declare that they hold this mortgage as \*joint proprietors / \*proprietors in common in the following undivided shares - (delete if mortgagee is a single person or corporation. If the clause is not deleted, delete the asterisked phrase inapplicable).

**FIRST SCHEDULE**

**SECOND SCHEDULE**

DATED at ..... this .....  
day of ..... 19 .....

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NOTE - RULE UP ALL BLANK SPACES BEFORE SIGNING.

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SIGNED by the Mortgagor(s) }

in the presence of  
Signature of witness.....  
Name of witness .....  
Address .....

I certify that the above-named .....  
.....  
appeared before me at ..... this .....  
day of. .... 19 .....  
\* being identified to me by .....  
of .....  
\* (or) being personally known to me and that \*he / \*she / \*they freely and voluntarily signed and  
appeared fully to understand this instrument.

\* Delete the underlined  
alternatives  
inapplicable.

.....  
Signature, name, designation and seal/stamp  
of office of person completing certificate.

SIGNED by the Mortgagee(s) }

in the presence of  
Signature of witness.....  
Name of witness .....  
Address .....

I certify that the above-named .....  
.....  
appeared before me at ..... this .....  
day of. .... 19 .....  
\* being identified to me by .....  
of .....  
\* (or) being personally known to me and that \*he / \*she / \*they freely and voluntarily signed and  
appeared fully to understand this instrument.

\* Delete the underlined  
alternatives  
inapplicable.

.....  
Signature, name, designation and seal/stamp  
of office of person completing certificate.

## NOTES

**1. Forms to be produced.** Both the English versions of this form must be completed and presented for registration. Either the English or French version must be certified by an official translator.

**2. Alterations.** Do not rub out or write any words. If you have made a mistake draw one line through it (so that it can still be read) and write or type clearly above it the new words. Everyone who signs the instrument should also sign again at the side near to the alteration.

**3. Signing:** Both parties to the instrument must sign. If a party consists of more than one person and they cannot get to a person authorised to complete the verification certificate at the same time or place it will be necessary for separate verification certificates to be prepared, completed and attached to this instrument. Persons completing the separate certificates should also sign at the end of the instrument. Persons authorised to complete verification certificates in Vanuatu include Secretaries to Local Government Councils, Magistrates, Barristers, Solicitors, Notaries Public, Commissioners for Oaths and Managers of Banks. A full list is contained in the Act.

**4. Execution by corporations.** The form should be changed by crossing out the words "Signed by" etc ... and substituting the usual form of words recording the affixing of the corporation's seal. No verification certificate is required.

REGISTERED at ..... hours this .....  
day of ..... 19 .....

Director of Land Records