

19FORM F**Declaration under section 5A of the West Bengal Apartment Ownership Act, 1972**

1. In pursuance of section 5A of the West Bengal Apartment Ownership Act, 1972, we the office-bearers of the first association of apartment owners/associations of apartment owners of the complex and persons nominated by the promoter as the representatives of the following constituent association of apartment owners to be formed in future hereby declare that we are the office-bearers of the first association of apartment owners/associations of apartment owners of the complex and together with the persons nominated by the promoter as the representatives of the following constituent association of apartment owners to be formed in future situated at City/town/village..... in the district having postal address and do hereby further declare that we intend to form a Federation comprising the following constituent associations to maintain common areas and facilities stated herein below, under the provisions of the West Bengal Apartment Ownership Act, 1972 (West Bengal Act No. XVI of 1972).

Authenticated copies of the registration certificate of the constituent first association and copies of current duly submitted Form 3 are appended herewith and marked respectively as Annexure "A" and "B".

2. We..... do hereby furnish further the following particulars –

(A) Description of the property:

- (i) Area and description of the land upon which the project/projects is/are constructed.
- (ii) Name of the constituent first association of apartment owners with Registration No. and date :/ constituent all associations of apartment owners with Registration No. and date:

19 Form F substituted by clause (3) of the Notification No. HO-23099(14)/4/2021-APARTT CELL-Dept. of HO dated 11.1.2022.

(iii) Area and description of common areas and facilities to be administered by the proposed Federation: -

- 1.
- 2.
- 3.

(Please mention all after inserting consecutive serial numbers)

(B) Percentage of interest in common areas and facilities appertaining to each Constituent association

(C) Other particulars, if any:

We do hereby further declare, covenant and undertake as follows:

- (i) that the common areas and facilities to be administered by the Federation shall remain undivided and that no constituent association shall bring any action for partition or division thereof;
- (ii) that the percentage of the undivided interest in the common areas and facilities, as expressed in the Declaration, shall not be altered except with the consent of all the constituent associations;
- (iii) that no constituent association shall do anything which would be prejudicial to the soundness and safety of common areas and facilities or reduce the value thereof or impair any easement or hereditament or shall add any material structure or excavate any structure;
- (iv) that for the proper and effective administration of the common areas and facilities and for the due maintenance, repair and replacement of the common areas and facilities the constituent association shall strictly comply with the provisions of the said Act and by bye-laws made thereunder and shall pay their share or common expenses as assessed by the Federation, and that the failure to comply with any such requirement shall be a ground for action for damages or for other relief or reliefs at the instance of the Federation.

In witness whereof we have set our hands this
day of 20..... and solemnly declare that what is

stated in paragraph..... is information received from
and what is stated in paragraph 3 above is an undertaking given by us.

1.
(Name).....
(President of first association of apartment owners)
2.
(Name).....
(Treasurer of first association of apartment owners)
3.
(Name).....
(President of second association of apartment owners)
4.
(Name).....
(Treasurer of second association of apartment owners)
5.
(Name).....
(President of third association of apartment owners)
6.
(Name).....
(Treasurer of third association of apartment owners)

[So on write the names of President and Treasurer respectively of all the const
association after inserting consecutive serial numbers]

7.
(Name).....
(Nominated representative of association of apartment owners to be form
8.
(Name).....
(Nominated representative of association of apartment owners to be form

[Write the names of nominated representative respectively of all the constituent associations to be formed after inserting consecutive serials numbers.]
in the presence of-

(1)

and

(2)

Solemnly affirmed before me this day of
20.....

(Signature of Magistrate or
person competent to
administer oath]