SCHEDULE TO CLAUSE 52.02

19/01/2006

Proposed C181

1.0 Under Section 23 of the Subdivision Act 1988

| Land19/01/2006 Proposed C181 | Easement or restriction | Requirement |
| --- | --- | --- |
| 68 York Street, SouthCaulfield being Lot 74 Planof Subdivision 6555 | Restrictive Covenantcontained in Instrument ofTransfer No. 1076593 | Remove |
| 16 St. James Parade,Elsternwick, being Lot 49on Plan of Subdivision No.9341 | Restrictive Covenantcontained in Instrument ofTransfer No. 1287874 | Variation of the covenant toallow a second single storeydwelling to be constructedon the lot, in addition to theexisting dwelling, and inaccordance with approvedplans. |
| 22 Seymour Road,Elsternwick being part ofCrown Allotment 262,Parish of Prahran (Vol6988 Fol 594) | Restrictive Covenantcontained in Instrument ofTransfer 776061 | Remove |
| 19 Patterson Road,Moorabbin being Lot 37Plan of Subdivision 12491 | Restrictive covenantcontained in Instrument ofTransfer No. 1688948 | Remove |
| 223 Centre Road,Bentleigh being Lot 8 Planof Subdivision 12116 | Restrictive covenantcontained in Instrument ofTransfer No. 1702213 | Remove |
| 32 Oak Street, Bentleighbeing Lot 19 Plan ofSubdivision 8334 | Restrictive covenantcontained in Instrument ofTransfer No. 1246999 | Vary as follows:- For “at anytime.. dwelling house shallnot have”substitute: “develop or allowto be developed anydwelling on the said Lothereby transferred whichhas”- Delete “Rose”. |
| 265 Centre Road,Bentleigh being Plan ofConsolidation No 157013S | Restrictive covenantscontained in Instruments ofTransfer No. 1364855 andNo. 1366260 | Remove |
| 497 Inkerman Street, EastSt Kilda being Lot 22 onPlan of Subdivision 7596being part of CrownPortion 174A, Parish ofPrahran, Certificate of TitleVol 4608 Folio 921551 | Restrictive Covenantcontained in Instrument ofTransfer No. 1062273DATED 24 AUGUST 1922 | Remove |

| Land | Easement or restriction | Requirement |
| --- | --- | --- |
| 41 Margaret Street,Carnegie as described asLot 19 on Plan ofSubdivision No. 6689 ofthe land in Certificate ofTitle Volume 4370 Folio873933 | The restrictive covenantcontained in Instrument ofTransfer No. 963922. | Vary the restrictive covenantwhich applies to the land byadding the following after therestriction:“Except that nothing hereinshall prevent the erection ofthree single storey dwellingsgenerally in accordance withthe endorsed plansaccompanying PlanningPermit GE8295 as approvedby the Glen Eira City Councilon 6 August, 1996”. |
| 70 Carlingford Street,Caulfield, Certificate ofTitle Vol. 7532 Folio 143being Lot 6 on Plan ofSubdivision No. 6555. | Restrictive Covenantcontained in Instrument ofTransfer No. 794735 | Vary the restriction after thewords “land herebytransferred and every or anypart or parts thereof as anencumbrance affecting thesame.” by adding thefollowing:“Provided that nothing hereinshall prevent the erection ofa second single storeydwelling on Lot 6 inaccordance with approvedplans.” |
| 8 Elbena Grove, Carnegie(Lot 8 PS 6689) beingCertificate of Title Volume5098 Folio 1019490. | The restriction contained inInstrument of Transfer No.1160335 | Vary the restriction after thewords “...and every or part orparts there of as anencumbrance affecting thesame.” by adding thefollowing:“Provided that nothing hereinshall prevent the erection ofnot more than four dwellingsgenerally in accordance withthe Administrative AppealsTribunal of Victoria’sdecision in Appeal No.1995/022209”. |
| 126 Hotham Street, East StKilda as described as Lot70 on Plan of SubdivisionNo. 4953 on Certificate ofTitle Volume 8292 Folio946 | The restrictive covenantcontained in Instrument ofTransfer No. 601227 | Remove |

| Land | Easement or restriction | Requirement |
| --- | --- | --- |
| 128 Hotham Street, East StKilda as described as Lot71 on Plan of SubdivisionNo. 4953 on Certificate ofTitle Volume 3637 Folio275 | The restrictive covenantcontained in Instrument ofTransfer No. 695706 | Remove |
| 2 Talbot Street, East StKilda as described as Lot72 on Plan of SubdivisionNo. 4953 on Certificate ofTitle Volume 3637 Folio277 | The restrictive covenantcontained in Instrument ofTransfer No. 695807 | Remove |
| 81 Trevelyan Street,Caulfield as described asLot 53 on Plan ofSubdivision No. 6555 ofthe land in Certificate ofTitle Volume 5060 Folio999. | Restrictive covenantcontained in Transfer No.881706 | Vary the restrictive covenantafter the words “… one villaresidence only shall beerected on the said landhereby transferred …” byadding the following:“… except for theconstruction of a seconddwelling in accordance withthe plans endorsed pursuantto Planning Permit No.GE8006 issued by the Cityof Glen Eira on 30 May1997…” |
| 378 Kooyong RoadCaulfield being Lot 19 andpart Lot 18 on Plan ofSubdivision 6555 andbeing all the landcontained in Certificate ofTitle Volume 4231 Folio045. | Restrictive Covenantscontained in Transfer No831443 and 842676 | Vary both restrictivecovenants by adding thefollowing words after eachcovenant“Provided that nothingcontained herein shallprevent the construction oftwo villa residences ordwellings in accordance withthe plans endorsed pursuantto Planning Permit No GE9687 issued by the City ofGlen Eira on 19 March 1998" |
| 139 Kooyong Road, NorthCaulfield as described asLot 1 on Plan ofSubdivision No. 423652Vof land contained onCertificate of Title Volume10443 Folio 928 | The restrictive covenantcontained in Instrument ofTransfer No. 942820 | Remove |

| Land | Easement or restriction | Requirement |
| --- | --- | --- |
| 6 Elbena Grove, Carnegiepreviously described asLot 7, LP 6689 but nowdescribed as certificate ofTitle Vol 10509 Folios 099and 100 | Restrictive covenantcontained in Instrument ofTransfer no. 1160336 | Vary the restrictive covenantafter:“thereof as an encumbranceaffecting the same”by inserting the following:except that the said landmay be developed and usedfor two dwellings generally inaccordance with Permit No.GE/PP-11491/19999 issuedby Glen Eira City Council on21 October 1999. |
| 271 Orrong Road, NorthCaulfield, described as Lot36 on Plan of Subdivision5996 | Restrictive Covenantcontained in Instrument ofTransfer No. 729172. | Vary the restrictive covenantafter ‘at a cost of less thenSeven hundred and fiftypounds’ by inserting thefollowing:‘... except that Lot 36 may bedeveloped and used forthree dwellings generally inaccordance with Permit No.GE10360 issued by GlenEira City Council on 25 May1999.’ |
|  | Restrictive Covenantcontained in Instrument ofTransfer No. 939467 | Vary the restrictive covenantafter ‘to be removed tofacilitate or be used inconnection with the erectionof the said dwelling houseand outbuildings’ byinserting the following:‘... except that the said landmay be developed and usedfor three dwellings generallyin accordance with PermitNo. GE10360 issued byGlen Eira City Council on 25May 1999.’ |
| 12 Gnarwyn Road, Carnegie, described as Lot 2 on Plan of Subdivision 32000 on Certificate of Title Volume 09225 Folio 289. | Restrictive Covenant contained in Instrument of Transfer No. 1029936 | Vary the restrictive covenant contained in Instrument of Transfer No. 1029936 by inserting the following after the covenant;‘... except that Lot 2 may be developed and used for two dwellings generally in accordance with Permit No. GE/PP-14832/2002.’ |

|  |  |  |
| --- | --- | --- |
| Land | Easement or restriction | Requirement |
| 2 Victor Road, Bentleigh as described as Consolidated Plan 162208W in Certificate of Title 9676 Folio 208 | Restrictive Covenant contained in Instrument of Transfer No. 1954454 | Remove |
| 47 Rosanna Street, Carnegie being Lot 1 on Title Plan 338764U on Certificate of Title Volume 8414 Folio 138 | Restrictive covenant contained in Instrument of Transfer No. 1144972 | Remove |
| 259 Glen Eira Rd, Caulfield North being Lot 3 Plan of Subdivision 6946 | Restrictive Covenantcontained in Instrument ofTransfer No. 0888051 | Vary the Restrictive Covenant as follows: After the words *“erect or allow to be erected on the said Lot Three or any part thereof of any building other than one private Dwelling with a roof of slate tile or other material except iron at a cost of not less than FIVE HUNDRED POUNDS (inclusive of the cost of outbuildings)”* insert the words *“except that the said Lot Three may be developed and used generally in accordance with planning permit no. GE/PP-31418/2017.”*  |

2.0 Under Section 24A of the Subdivision Act 1988

19/01/2006 VC37

|  |  |  |
| --- | --- | --- |
| Land | Person | Action |
|  |  |  |

3.0 Under Section 36 of the Subdivision Act 1988

19/01/2006 VC37

|  |  |  |
| --- | --- | --- |
| Land | Easement or right of way | Requirement |
|  |  |  |