SCHEDULE TO CLAUSE 52.02

19/01/2006

Proposed C181

1.0 Under Section 23 of the Subdivision Act 1988

| Land  19/01/2006  Proposed C181 | Easement or restriction | Requirement |
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| 68 York Street, South  Caulfield being Lot 74 Plan  of Subdivision 6555 | Restrictive Covenant  contained in Instrument of  Transfer No. 1076593 | Remove |
| 16 St. James Parade,  Elsternwick, being Lot 49  on Plan of Subdivision No.  9341 | Restrictive Covenant  contained in Instrument of  Transfer No. 1287874 | Variation of the covenant to  allow a second single storey  dwelling to be constructed  on the lot, in addition to the  existing dwelling, and in  accordance with approved  plans. |
| 22 Seymour Road,  Elsternwick being part of  Crown Allotment 262,  Parish of Prahran (Vol  6988 Fol 594) | Restrictive Covenant  contained in Instrument of  Transfer 776061 | Remove |
| 19 Patterson Road,  Moorabbin being Lot 37  Plan of Subdivision 12491 | Restrictive covenant  contained in Instrument of  Transfer No. 1688948 | Remove |
| 223 Centre Road,  Bentleigh being Lot 8 Plan  of Subdivision 12116 | Restrictive covenant  contained in Instrument of  Transfer No. 1702213 | Remove |
| 32 Oak Street, Bentleigh  being Lot 19 Plan of  Subdivision 8334 | Restrictive covenant  contained in Instrument of  Transfer No. 1246999 | Vary as follows:- For “at any  time.. dwelling house shall  not have”  substitute: “develop or allow  to be developed any  dwelling on the said Lot  hereby transferred which  has”  - Delete “Rose”. |
| 265 Centre Road,  Bentleigh being Plan of  Consolidation No 157013S | Restrictive covenants  contained in Instruments of  Transfer No. 1364855 and  No. 1366260 | Remove |
| 497 Inkerman Street, East  St Kilda being Lot 22 on  Plan of Subdivision 7596  being part of Crown  Portion 174A, Parish of  Prahran, Certificate of Title  Vol 4608 Folio 921551 | Restrictive Covenant  contained in Instrument of  Transfer No. 1062273  DATED 24 AUGUST 1922 | Remove |

| Land | Easement or restriction | Requirement |
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| 41 Margaret Street,  Carnegie as described as  Lot 19 on Plan of  Subdivision No. 6689 of  the land in Certificate of  Title Volume 4370 Folio  873933 | The restrictive covenant  contained in Instrument of  Transfer No. 963922. | Vary the restrictive covenant  which applies to the land by  adding the following after the  restriction:  “Except that nothing herein  shall prevent the erection of  three single storey dwellings  generally in accordance with  the endorsed plans  accompanying Planning  Permit GE8295 as approved  by the Glen Eira City Council  on 6 August, 1996”. |
| 70 Carlingford Street,  Caulfield, Certificate of  Title Vol. 7532 Folio 143  being Lot 6 on Plan of  Subdivision No. 6555. | Restrictive Covenant  contained in Instrument of  Transfer No. 794735 | Vary the restriction after the  words “land hereby  transferred and every or any  part or parts thereof as an  encumbrance affecting the  same.” by adding the  following:  “Provided that nothing herein  shall prevent the erection of  a second single storey  dwelling on Lot 6 in  accordance with approved  plans.” |
| 8 Elbena Grove, Carnegie  (Lot 8 PS 6689) being  Certificate of Title Volume  5098 Folio 1019490. | The restriction contained in  Instrument of Transfer No.  1160335 | Vary the restriction after the  words “...and every or part or  parts there of as an  encumbrance affecting the  same.” by adding the  following:  “Provided that nothing herein  shall prevent the erection of  not more than four dwellings  generally in accordance with  the Administrative Appeals  Tribunal of Victoria’s  decision in Appeal No.  1995/022209”. |
| 126 Hotham Street, East St  Kilda as described as Lot  70 on Plan of Subdivision  No. 4953 on Certificate of  Title Volume 8292 Folio  946 | The restrictive covenant  contained in Instrument of  Transfer No. 601227 | Remove |

| Land | Easement or restriction | Requirement |
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| 128 Hotham Street, East St  Kilda as described as Lot  71 on Plan of Subdivision  No. 4953 on Certificate of  Title Volume 3637 Folio  275 | The restrictive covenant  contained in Instrument of  Transfer No. 695706 | Remove |
| 2 Talbot Street, East St  Kilda as described as Lot  72 on Plan of Subdivision  No. 4953 on Certificate of  Title Volume 3637 Folio  277 | The restrictive covenant  contained in Instrument of  Transfer No. 695807 | Remove |
| 81 Trevelyan Street,  Caulfield as described as  Lot 53 on Plan of  Subdivision No. 6555 of  the land in Certificate of  Title Volume 5060 Folio  999. | Restrictive covenant  contained in Transfer No.  881706 | Vary the restrictive covenant  after the words “… one villa  residence only shall be  erected on the said land  hereby transferred …” by  adding the following:  “… except for the  construction of a second  dwelling in accordance with  the plans endorsed pursuant  to Planning Permit No.  GE8006 issued by the City  of Glen Eira on 30 May  1997…” |
| 378 Kooyong Road  Caulfield being Lot 19 and  part Lot 18 on Plan of  Subdivision 6555 and  being all the land  contained in Certificate of  Title Volume 4231 Folio  045. | Restrictive Covenants  contained in Transfer No  831443 and 842676 | Vary both restrictive  covenants by adding the  following words after each  covenant  “Provided that nothing  contained herein shall  prevent the construction of  two villa residences or  dwellings in accordance with  the plans endorsed pursuant  to Planning Permit No GE  9687 issued by the City of  Glen Eira on 19 March 1998" |
| 139 Kooyong Road, North  Caulfield as described as  Lot 1 on Plan of  Subdivision No. 423652V  of land contained on  Certificate of Title Volume  10443 Folio 928 | The restrictive covenant  contained in Instrument of  Transfer No. 942820 | Remove |

| Land | Easement or restriction | Requirement |
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| 6 Elbena Grove, Carnegie  previously described as  Lot 7, LP 6689 but now  described as certificate of  Title Vol 10509 Folios 099  and 100 | Restrictive covenant  contained in Instrument of  Transfer no. 1160336 | Vary the restrictive covenant  after:  “thereof as an encumbrance  affecting the same”  by inserting the following:  except that the said land  may be developed and used  for two dwellings generally in  accordance with Permit No.  GE/PP-11491/19999 issued  by Glen Eira City Council on  21 October 1999. |
| 271 Orrong Road, North  Caulfield, described as Lot  36 on Plan of Subdivision  5996 | Restrictive Covenant  contained in Instrument of  Transfer No. 729172. | Vary the restrictive covenant  after ‘at a cost of less then  Seven hundred and fifty  pounds’ by inserting the  following:  ‘... except that Lot 36 may be  developed and used for  three dwellings generally in  accordance with Permit No.  GE10360 issued by Glen  Eira City Council on 25 May  1999.’ |
|  | Restrictive Covenant  contained in Instrument of  Transfer No. 939467 | Vary the restrictive covenant  after ‘to be removed to  facilitate or be used in  connection with the erection  of the said dwelling house  and outbuildings’ by  inserting the following:  ‘... except that the said land  may be developed and used  for three dwellings generally  in accordance with Permit  No. GE10360 issued by  Glen Eira City Council on 25  May 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.’ |

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| 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 Covenant  contained in Instrument of  Transfer 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

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| Land | Person | Action |
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3.0 Under Section 36 of the Subdivision Act 1988

19/01/2006 VC37

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| Land | Easement or right of way | Requirement |
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