

Office Use Onl		CITY OF MARIBYRNONG RECEIVED
Application No.:	Date Lodged:	09/08/2024
		URBAN PLANNING

Application for a **Planning Permit**

Planning Enquiries Phone: (03) 9688 0200 Web: www.maribyrnong.vic.gov.au If you need help to complete this form, read MORE INFORMATION at the end of this form.

📤 Any material submitted with this application, including plans and personal information, will be made available for public viewing, including electronically, and copies may be made for interested parties for the purpose of enabling consideration and review as part of a planning process under the Planning and Environment Act 1987. If you have any questions, please contact Council's planning department.

A Questions marked with an asterisk (*) must be completed.

A If the space provided on the form is insufficient, attach a separate sheet

Clear Form	Click for further information.	
The Land I	reet Address and one of the Formal Land Descriptions.	CITY OF MARIBYRNONG ADVERTISED PLAN
Street Address *	Unit No.: St. No.: St. Name: Suburb/Locality:	Postcode:
Formal Land Description * Complete either A or B. This information can be found on the certificate of title. If this application relates to more than one address, attach a separate sheet setting out any additional property details.	A Lot No.: OLodged Plan Title Plan Plan OR B Crown Allotment No.: Parish/Township Name:	lan of Subdivision No.:
The Proposal You must give full details of you lnsufficient or unclear information	r proposal and attach the information required to assess the an will delay your application	application.

For what use, development or other matter do you require a permit? *

Provide additional information about the proposal, including: plans and elevations; any information required by the planning scheme, requested by Council or outlined in a Council planning permit checklist; and if required, a description of the likely effect of the proposal.

Estimated cost of any development for which the permit is required *

▲ You may be required to verify this estimate. Cost \$ Insert '0' if no development is proposed.

If the application is for land within metropolitan Melbourne (as defined in section 3 of the Planning and Environment Act 1987) and the estimated cost of the development exceeds \$1.093 million (adjusted annually by CPI) the Metropolitan Planning Levy must be paid to the State Revenue Office and a current levy certific e must be submitted with the application. Visit www.sro.vic.gov.au for information.

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Existing Conditions II

Describe how the land is used and developed now *

For example, vacant, three dwellings, medical centre with two practitioners, licensed restaurant with 80 seats, grazing.

1 1 1 1 1 1 1 1 1 1	
Provide a plan of the existing conditions. Photos are also helpful.	

Encumbrances on title *

Does the proposal breach, in any way, an encumbrance on title such as a restrictrive covenant, section 173 agreement or other obligation such as an easement or building envelope?

Yes (If 'yes' contact Council for advice on how to proceed before continuing with this application.)

No

No

Not applicable (no such encumbrance applies).

Provide a full, current copy of the title for each individual parcel of land forming the subject site.
The title includes: the covering 'register search statement', the title diagram and the associated title documents, known as 'instruments', for example, restrictive covenants.

Applicant and Owner Details II

Provide details of the applicant and the owner of the land.

Applicant *

The person who wants the permit.

Name:
Title: First Name: Surname:

Organisation (if applicable):

Postal Address: If it is a P.O. Box, enter the details here:

Unit No.: St. No.: St. Name:

Suburb/Locality: State: Postcode:

Please provide at least one contact phone number *

Where the preferred contact person for the application is different from the applicant, provide the details of that person.

Contact information for applicant OR contact person below

Business phone:

Email:

Mobile phone:

Fax:

Owner *

The person or organisation who owns the land

Where the owner is different from the applicant, provide the details of that person or organisation.

Contact person's on Name:	details*			Same as applicant
Title:	First Name:		Surname:	
Organisation (if	applicable):			
Postal Address:		If it is a P.O. E	Box, enter the details he	ere:
Unit No.:	St. No.:	St. Name	:	
Suburb/Locality:			State:	Postcode:

Name:					Same as applicant
Title:	First Name:		Surname:		
Organisation (if	applicable):				
Postal Address:		If it is a P.O. E	Box, enter the	details here	e:
Unit No.:	St. No.:	St. Name:			
Suburb/Locality:			State:		Postcode:
Owner's Signatu	ure (Optional):		D	ate:	
					day / month / year

This form must be signed by the applicant *

A

Remember it is against the law to provide false or misleading information, which could result in a heavy fine and cancellatio of the permit. I declare that I am the applicant; and that all the information in this application is true and correct; and the owner (if not myself) has been notified of the permit application.

Signature:

Date:

Need help with the Application?

General information about the planning process is available at planning.vic.gov.au

Contact Council's planning department to discuss the specific requirements for his application and obtain a planning permit checklist. Insufficient or unclear information may delay your application

Has there been a pre-application meeting with a council planning officer

Checklist

Have you:

lanning	No Yes If Yes', with whom?:			
.cg	Date: day / month / year			
_				
i	Filled in the form completely?			
	Paid or included the application fee? Most applications require a fee to be paid. Contact Council to determine the appropriate fee.			
	Provided all necessary supporting information and documents?			
	A full, current copy of title information for each individual parcel of land forming the subject site.			
	A plan of existing conditions.			
	Plans showing the layout and details of the proposal.			
	Any information required by the planning scheme, requested by council or outlined in a council planning permit checklist.			
	If required, a description of the likely effect of the proposal (for example, traffic, noise, environmental impacts)			
	If applicable, a current Metropolitan Planning Levy certificate (a levy certificate expires 90 days after the day on which it i issued by the State Revenue Office and then cannot be used). Failure to comply means the application is void			
	Completed the relevant council planning permit checklist?			
	Signed the declaration?			

Lodgement II

Lodge the completed and signed form, the fee and all documents with:

Maribyrnong City Council PO Box 58 Footscray VIC 3011

Cnr Napier & Hyde Streets Footscray VIC 3011

Contact information:

Phone: (03) 9688 0200

Email: email@maribyrnong.vic.gov.au

DX: 81112

Deliver application in person, by post or by electronic lodgement.



MORE INFORMATION

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The Land

Planning permits relate to the use and development of the land. It is important that accurate, clear and concise details of the land are provided with the application.

How is land identified

Land is commonly identified by a street address, but sometimes this alone does not provide an accurate identification of the relevant parcel of land relating to an application. Make sure you also provide the formal land description - the lot and plan number or the crown, section and parish/township details (as applicable) for the subject site. This information is shown on the title.

See Example 1.

The Proposal

Why is it important to describe the proposal correctly?

The application requires a description of what you want to do with the land. You must describe how the land will be used or developed as a result of the proposal. It is important that you understand the reasons why you need a permit in order to suitably describe the proposal. By providing an accurate description of the proposal, you will avoid unnecessary delays associated with amending the description at a later date.

A Planning schemes use specific definitions for different types of use and development. Contact the Council planning office at an early stage in preparing your application to ensure that you use the appropriate terminology and provide the required details.

How do planning schemes affect proposals?

A planning scheme sets out policies and requirements for the use, development and protection of land. There is a planning scheme for every municipality in Victoria. Development of land includes the construction of a building, carrying out works, subdividing land or buildings and displaying signs.

Proposals must comply with the planning scheme provisions in accordance with Clause 61.05 of the planning scheme. Provisions may relate to the State Planning Policy Framework, the Local Planning Policy Framework, zones, overlays, particular and general provisions. You can access the planning scheme by either contacting Council's planning department or by visiting Planning Schemes Online at planning-schemes.delwp.vic.gov.au

▲ You can obtain a planning certificate to establish planning scheme details about your property. A planning certificate identifies the zones an overlays that apply to the land, but it does not identify all of the provisions of the planning scheme that may be relevant to your application. Planning certificates for land in metropolitan areas and most rural areas can be obtained by visiting www.landata.vic.gov.au Contact your local Council to obtain a planning certificate in Central Gol fields, Corangamite, Macedon Ranges and Greater Geelong. You can also use the free Planning Property Report to obtain the same information.

See Example 2.

Estimated cost of development

In most instances an application fee will be required. This fee must be paid when you lodge the application. The fee is set down by government regulations.

To help Council calculate the application fee, you must provide an accurate cost estimate of the proposed development. This cost does not include the costs of development that you could undertake without a permit or that are separate from the permit process. Development costs should be calculated at a normal industry rate for the type of construction

Council may ask you to justify your cost estimates. Costs are required solely to allow Council to calculate the permit application fee. Fees are exempt from GST.

▲ Costs for different types of development can be obtained from specialist publications such as Cordell Housing: Building Cost Guide or Rawlinsons: Australian Construction Handbook.

▲ Contact the Council to determine the appropriate fee. Go to planning.vic.gov.au to view a summary of fees in the Planning and Environment (Fees) Regulations.

Metropolitan Planning Levy refer Division 5A of Part 4 of the Planning and Environment Act 1987 (the Act). A planning permit application under section 47 or 96A of the Act for a development of land in metropolitan Melbourne as defined in section 3 of the Act may be a leviable application. If the cost of the development exceeds the threshold of \$1 million (adjusted annually by consumer price index) a levy certificate must be obtained from the State Revenue Office after payment of the levy. A valid levy certificate must be submitted to the responsible planning authority (usually council) with a leviable planning permit application. Refer to the State Revenue Office website at www.sro.vic.gov.au for more information. A leviable application submitted without a levy certificate is

Existing Conditions

How should land be described?

You need to describe, in general terms, the way the land is used now, including the activities, buildings, structures and works that exist (e.g. single dwelling, 24 dwellings in a three-storey building, medical centre with three practitioners and 8 car parking spaces, vacant building, vacant land, grazing land, bush block).

Please attach to your application a plan of the existing conditions of the land. Check with the local Council for the quantity, scale and level of detail required. It is also helpful to include photographs of the existing conditions.

See Example 3.

Title Information

What is an encumbrance?

An 'encumbrance' is a formal obligation on the land, with the most common type being a 'mortgage'. Other common examples of encumbrances include:

- Restrictive Covenants: A 'restrictive covenant' is a written agreement between owners of land restricting the use or development of the land for the benefit of others, (eg. a limit of one dwelling or limits on types o building materials to be used).
- Section 173 Agreements: A 'section 173 agreement' is a contract between an owner of the land and the Council which sets out limitations on the use or development of the land.
- Easements: An 'easement' gives rights to other parties to use the land or provide for services or access on, under or above the surface of the
- Building Envelopes: A 'building envelope' defines the developmen boundaries for the land.

Aside from mortgages, the above encumbrances can potentially limit or even prevent certain types of proposals.

What documents should I check to find encumbrances

Encumbrances are identified on the title (register search statement) under the header 'encumbrances, caveats and notices'. The actual details of an encumbrance are usually provided in a separate document (instrument) associated with the title. Sometimes encumbrances are also marked on the title diagram or plan, such as easements or building envelopes.

What about caveats and notices?

A 'caveat' is a record of a claim from a party to an interest in the land. Caveats are not normally relevant to planning applications as they typically relate to a purchaser, mortgagee or chargee claim, but can sometimes include claims to a covenant or easement on the land. These types of caveats may affect your proposal.

Other less common types of obligations may also be specified on title in the form of 'notices'. These may have an effect on your proposal, such as a notice that the building on the land is listed on the Heritage Register.

What happens if the proposal contravenes an encumbrance on title?

Encumbrances may affect or limit your proposal or prevent it from proceeding. Section 61(4) of the Planning and Environment Act 1987 for example, prevents a Council from granting a permit if it would result in a breach of a registered restrictive covenant. If the proposal contravenes any encumbrance, contact the Council for advice on how to proceed.

You may be able to modify your proposal to respond to the issue. If not, separate procedures exist to change or remove the various types of encumbrances from the title. The procedures are generally quite involved and if the encumbrance relates to more than the subject property, the process will include notice to the affected party.

▲ You should seek advice from an appropriately qualified person, such as a solicitor, if you need to interpret the effect of an encumbrance or if you seek to amend or remove an encumbrance.

Why is title information required?

Title information confirms the location and dimensions of the land specified in the planning application and any obligations a fecting what can be done on or with the land.

As well as describing the land, a full copy of the title will include a diagram or plan of the land and will identify any encumbrances, caveats and notices.

What is a 'full' copy of the title?

The title information accompanying your application must include a 'register search statement' and the title diagram, which together make up the title.

In addition, any relevant associated title documents, known as 'instruments', must also be provided to make up a full copy of the title.

Check the title to see if any of the types of encumbrances, such as a restrictive covenant, section 173 agreement, easement or building envelope, are listed. If so, you must submit a copy of the document (instrument) describing that encumbrance. Mortgages do not need to be provided with planning applications.

▲ Some titles have not yet been converted by Land Registry into an electronic register search statement format. In these earlier types of titles, the diagram and encumbrances are often detailed on the actual title, rather than in separate plans or instruments.

Why is 'current' title information required?

It is important that you attach a current copy of the title for each individual parcel of land forming the subject site. 'Current' title information accurately provides all relevant and up-to-date information.

Some councils require that title information must have been searched within a specified time frame. Contact the Council for advice on their requirements.

▲ Copies of title documents can be obtained from Land Registry: Level 10, 570 Bourke Street, Melbourne; 03 8636 2010; www.landata.vic.gov. au – go direct to "titles & property certificates"

Applicant and Owner Details

This section provides information about the permit applicant, the owner of the land and the person who should be contacted about any matters concerning the permit application.

The applicant is the person or organisation that wants the permit. The applicant can, but need not, be the contact person.

In order to avoid any confusion, the Council will communicate only with the person who is also responsible for providing further details. The contact may be a professional adviser (e.g. architect or planner) engaged to prepare or manage the application. To ensure prompt communications, contact details should be given.

Check with Council how they prefer to communicate with you about the application. If an email address is provided this may be the preferred method of communication between council and the applicant/contact.

The owner of the land is the person or organisation who owns the land at the time the application is made. Where a parcel of land has been sold and an application made prior to settlement, the owner's details should be identified as those of the vendo . The owner can, but need not, be the contact or the applicant.

See Example 4.

Declaration

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The declaration should be signed by the person who takes responsibility for the accuracy of all the information that is provided. This declaration is a signed statement that the information included with the application is true and correct at the time of lodgement.

The declaration can be signed by the applicant or owner. If the owner is not the applicant, the owner must either sign the application form or must be notified of the application which is acknowledged in the declaration

▲ Obtaining or attempting to obtain a permit by wilfully making or causing any false representation or declaration, either orally or in writing, is an offence under the *Planning and Environment Act 1987* and could result in a fine and/or cancellation of the permit

Need help with the Application?

If you have attended a pre-application meeting with a Council planner, fill in the name of the planner and the date, so that the person can be consulted about the application once it has been lodged.

Checklist

What additional information should you provide to support the proposal?

You should provide sufficient supporting material with the application to describe the proposal in enough detail for the Council to make a decision. It is important that copies of all plans and information submitted with the application are legible.

There may be specific application requirements set out in the planning scheme for the use or development you propose. The application should demonstrate how these have been addressed or met.

The checklist is to help ensure that you have:

- · provided all the required information on the form
- · included payment of the application fee
- · attached all necessary supporting information and documents
- · completed the relevant Council planning permit checklist
- signed the declaration on the last page of the application form

▲ The more complete the information you provide with your permit application, the sooner Council will be able to make a decision.

Lodgement

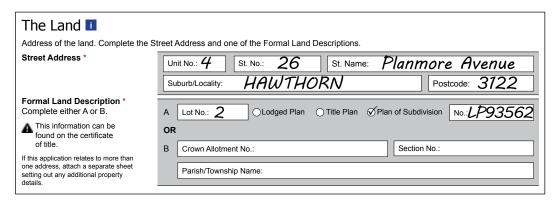
The application must be lodged with the Council responsible for the planning scheme in which the land affected by the application is located. In some cases the Minister for Planning or another body is the responsible authority instead of Council. Ask the Council if in doubt.

Check with Council how they prefer to have the application lodged. For example, they may have an online lodgement system, prefer email or want an electronic and hard copy. Check also how many copies of plans and the size of plans that may be required.

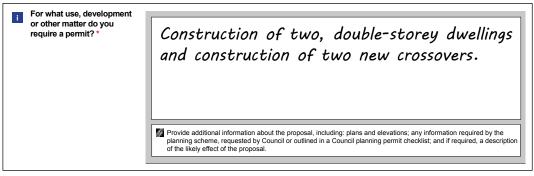
Contact details are listed in the lodgement section on the last page of the form.

Approval from other authorities: In addition to obtaining a planning permit, approvals or exemptions may be required from other authorities or Council departments. Depending on the nature of your proposal, these may include food or health registrations, building permits or approvals from water and other service authorities.

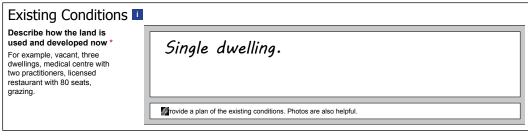
Example 1



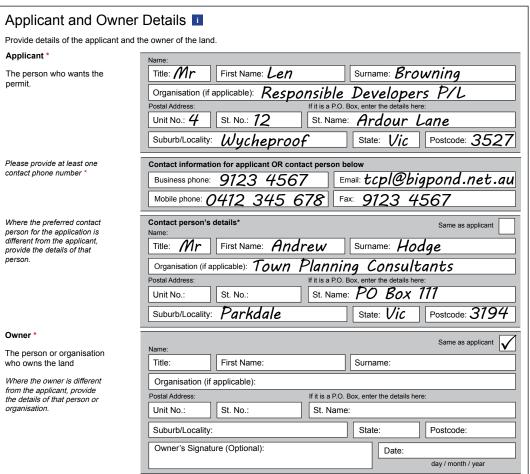
Example 2



Example 3



Example 4





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The Victorian Government acknowledges the Traditional Owners of Victoria and pays respects to their ongoing connection to their Country, History and Culture. The Victorian Government extends this respect to their Elders,

REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

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VOLUME 11400 FOLIO 226

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31/05/2024
URBAN PLANNING

LAND DESCRIPTION

Lot 508E on Plan of Subdivision 643213V. PARENT TITLE Volume 11195 Folio 511 Created by instrument PS643213V 23/01/2013

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor
FLYTECH SOLUTIONS PTY LTD of 44 SKYLINE DRIVE MARIBYRNONG VIC 3032
AU811372T 15/09/2021

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AW460758F 17/01/2023 NATIONAL AUSTRALIA BANK LTD

COVENANT AH382312N 23/07/2010

CAVEAT AV598551S 05/05/2022

Caveator

ALISHA DANIELLE KING

Grounds of Claim

AGREEMENT WITH THE FOLLOWING PARTIES AND DATE.

Parties

THE REGISTERED PROPRIETOR(S)

Date

18/05/2021

Estate or Interest

FREEHOLD ESTATE

Prohibition

ABSOLUTELY

Lodged by

LONGFORD LEGAL PTY LTD

Notices to

CHRISTIAN BOLOG of SUITE 6 5-7 CHANDLER ROAD BORONIA VIC 3155

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section 24 Subdivision Act 1988 and any other encumbrances shown or entered on the plan set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE PS643213V FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

------------END OF REGISTER SEARCH STATEMENT------------

Additional information: (not part of the Register Search Statement)

Title 11400/226 Page 1 of 2

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State Government

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

Page 2 of 2

Street Address: UNIT 44 SKYLINE DRIVE MARIBYRNONG VIC 3032

ADMINISTRATIVE NOTICES

NIL

eCT Control 16089P NATIONAL AUSTRALIA BANK LTD Effective from 17/01/2023

OWNERS CORPORATIONS

The land in this folio is affected by OWNERS CORPORATION 1 PLAN NO. PS643213V

DOCUMENT END

Title 11400/226 Page 2 of 2



Imaged Document Cover Sheet

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The document following this cover sheet is an imaged document supplied by LANDATA®, Secure Electronic Registries Victoria.

Document Type	Plan
Document Identification	PS643213V
Number of Pages	26
(excluding this cover sheet)	
Document Assembled	22/04/2024 19:15

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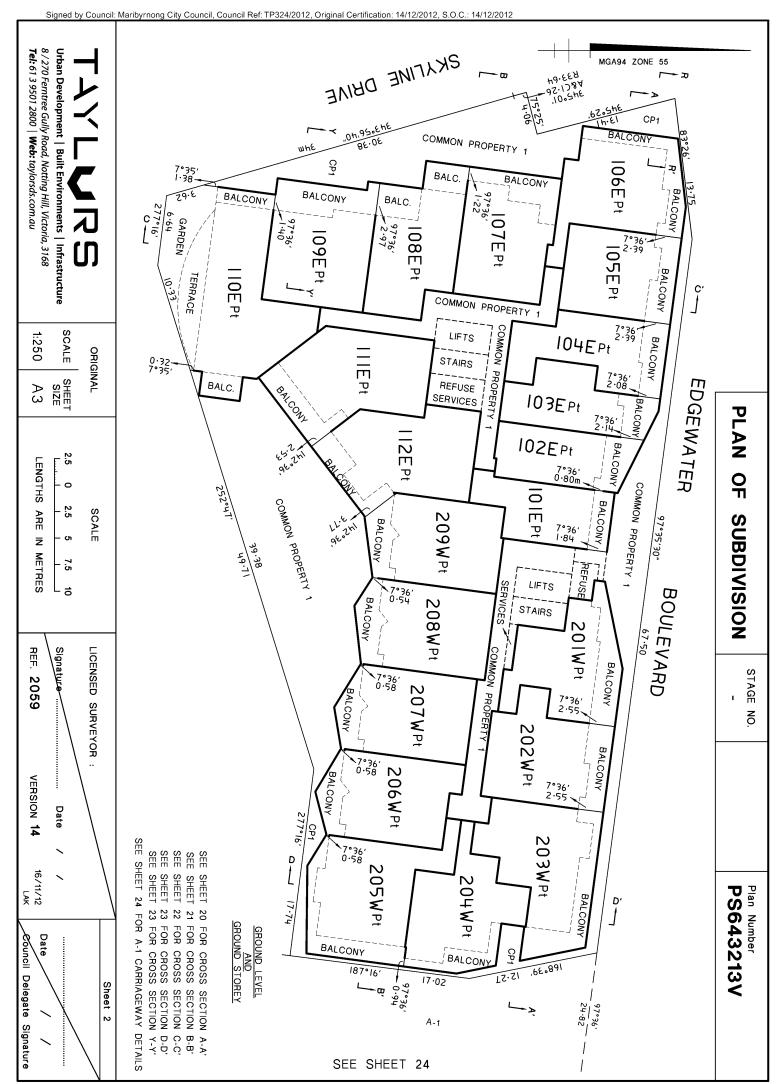
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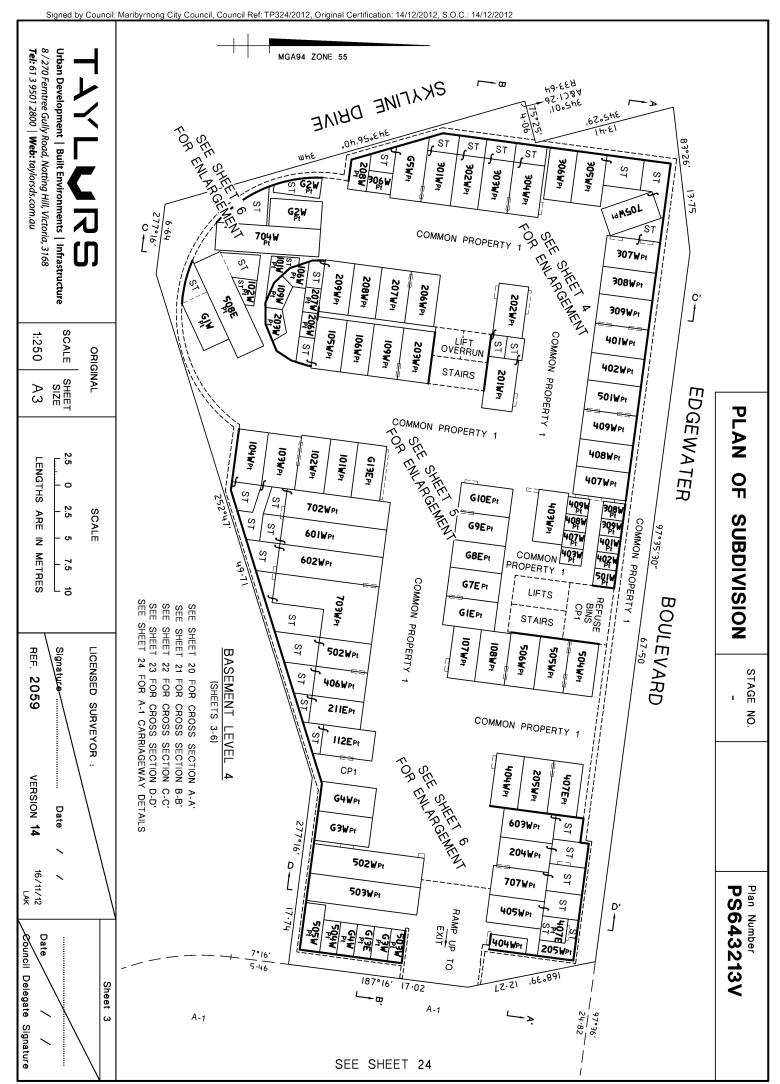
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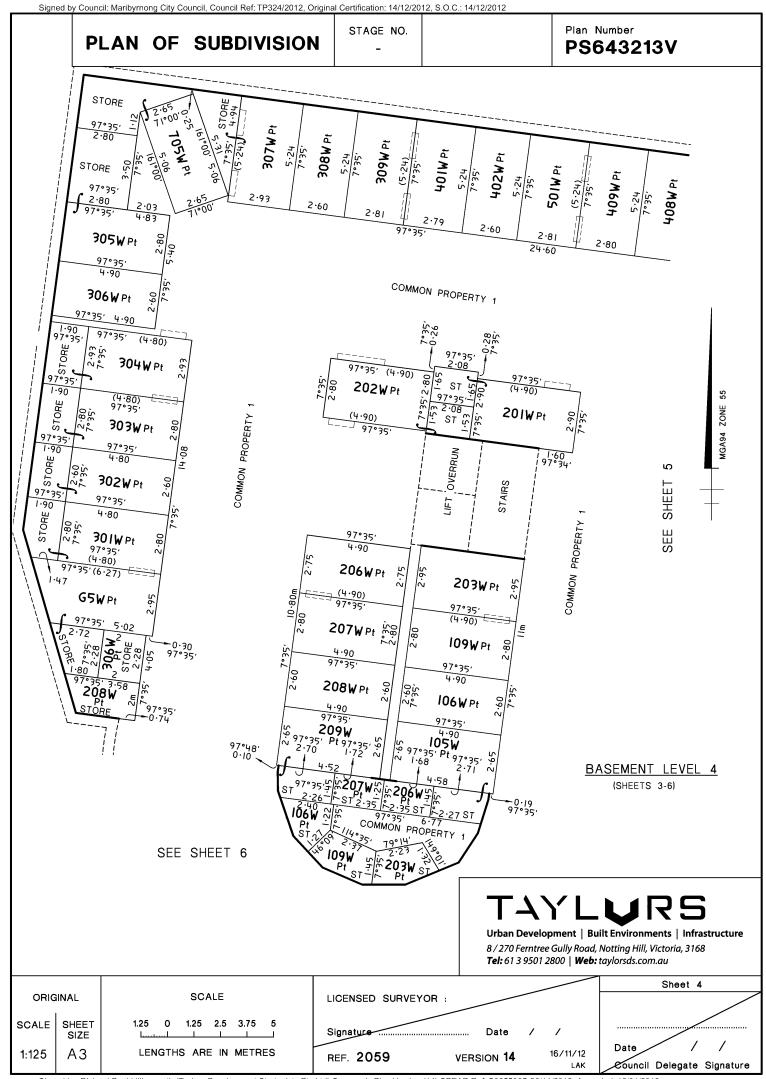
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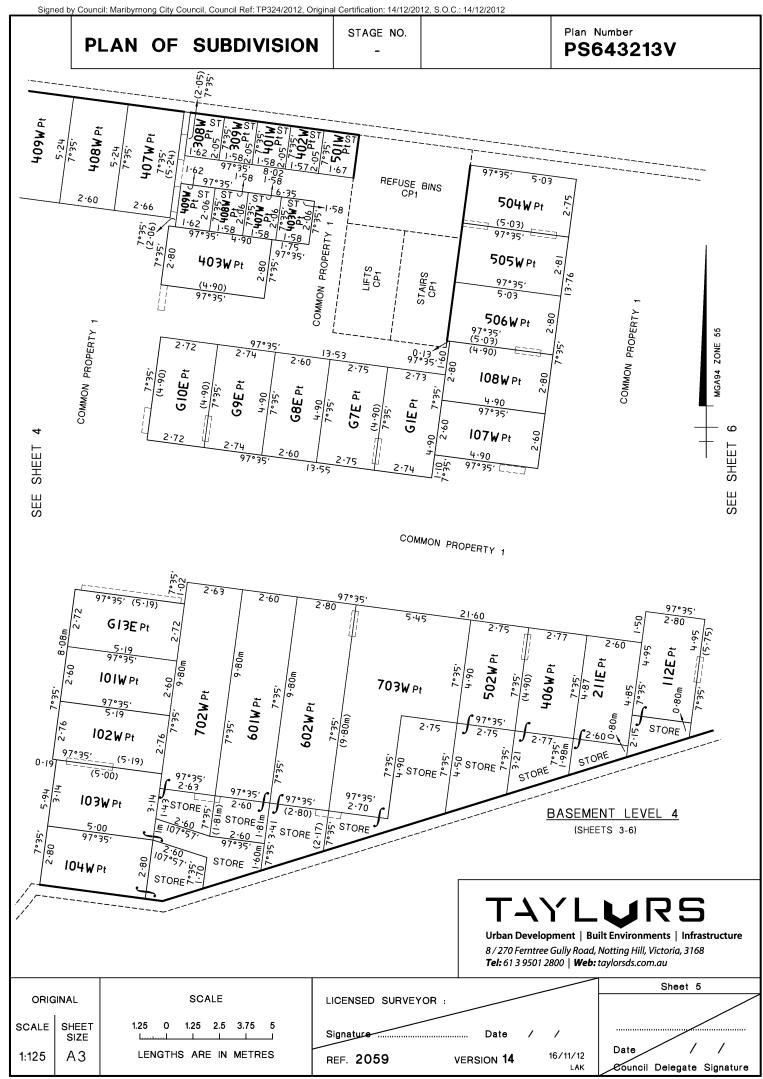
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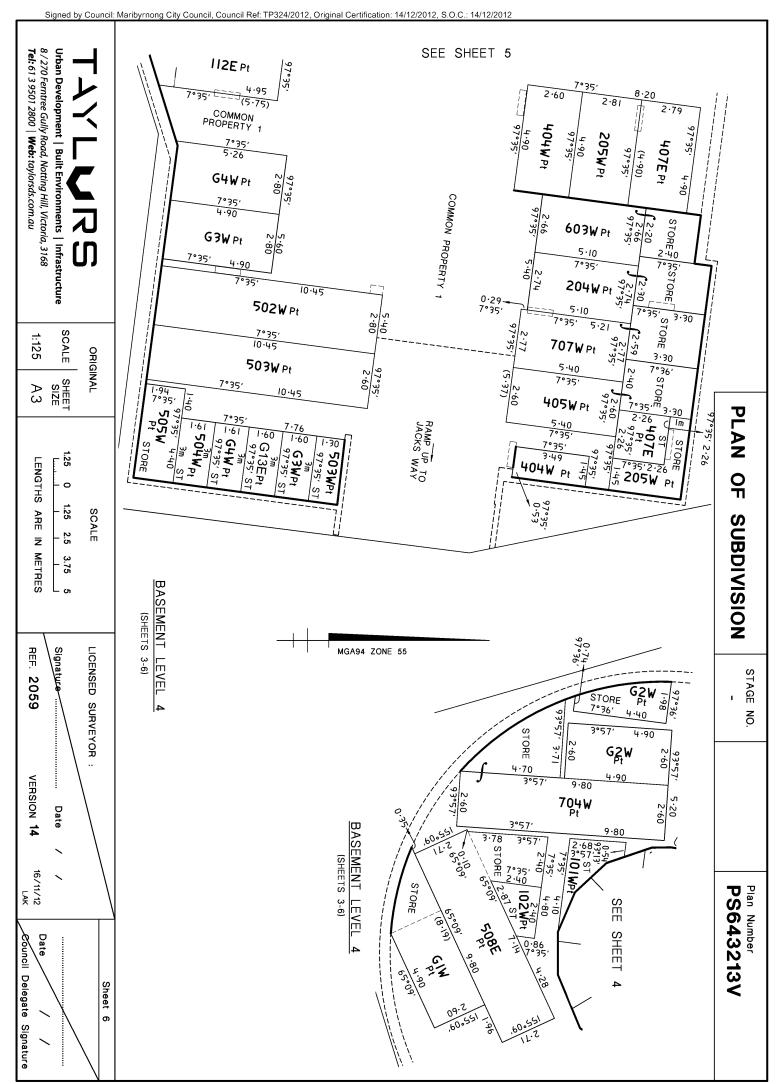
Signed by Counc	il: Maribyrnong City Counc	il, Council Ref: TF	P324/2012, Origin						
PL	AN OF S	SUBDIV	ISION	STAG	E NO. -	EDITION	2		Number 543213V
Crown Portion: Title Reference Last Plan Refe Postal Address MGA Co-ordina	Location of Land CUT PAW PAW Fownship: Forown Allotment: 1 & 2 (PARTS) Forown Portion: Fittle Reference: Vol: 11195 Fol: 511 Forown Reference: Lot H on PS624501X Fostal Address: 60A Edgewater Boulevard MARYBYRNONG 3032 FIGA Co-ordinates E 314 570 Forows Forom Paw		Council Certificate and Endorsement Council Name: Maribyrnong City Council Ref					Ref	
	of Roads and	/ or Rese		」	te /	,			
Identifier NIL	Council 7	Body / Per NIL	rson	\vdash			Notat	ions	
	DI ANI MAY DE AFFEOT		D 1400F	Depth	Limita	tion Does Not	Арр	ly	
	PLAN MAY BE AFFECT OWNERS CORPORA	TIONS		Stagi	ng	This is not a stage			240
FOR DETAILS OF ANY OWNERS CORPORATIONS INCLUDING PURPOSE, RESPONSIBILTY, ENTITLEMENT & LIABILITY SEE OWNERS CORPORATION SEARCH REPORT, OWNERS CORPORATION ADDITIONAL INFORMATION AND IF APPLICABLE, OWNERS CORPORATION RULES. Boundaries shown by thick continuous lines are defined by buildings. Location of boundaries defined by buildings: Interior Face: Upper face of concrete floor slab and underside of suspended ceiling (except where shown otherwise) and walls abutting Common Property. Median: All walls between Lots. CP1 denotes Common Property 1 PT denotes part lot ST denotes storage lot Waterview and Edge Apartments Area of Site: 3016 m ² No. of Lots: 132 Lots and Common Property 1		Planning Permit No. TP324/2012 All lots are defined in the diagrams herein. Common Property 1 is all the land in this plan except the lots, and includes structure of all walls (including glass walls, windows, solid and glass balustrades), floors and ceilings defining boundaries - excluding walls between Lots unless shown otherwise. All internal columns, service ducts, pipes and vents within the building that exist for the benefit of all the land in this plan are deemed to be part of Common Property 1. The positions of all these internal columns, ducts, pipes and vents have not necessarily been shown on the diagrams contained herein. Car space and storage lots Upper boundaries of car space lots on Basements 2, 3 and 4 are 2m above the topside of the concrete floor defining their lower boundaries except for carparks for lots 205E and 105E where the upper boundary is the underside of the concrete slab where the concrete slab is less than 2m above the topside of the concrete floor defining their lower boundaries. Upper boundaries of storage cages on Basements 2, 3 and 4 are the underside of the concrete slab except for storage cages for lots 101W, 102W and G1W where the upper boundary is 2m above the topside of the concrete floor defining their lower boundaries. SUBDIVISION (REGISTRAR'S REQUIREMENTS) REGS 2011 APPLY. Survey This plan is based on survey. THIS IS A SPEAR PLAN							
Legend: A -	Appurtenant Easem		ment Infor		D 1	Encumbering Easeme	nt (De	>ad)	LRS use only
Easement Reference E-1 Elect	Easements Subdivision Purpose tricity Supply ground cables)	and rights	pursuant apply to Orig	to Sec all the	tion 120 land in	2) of the	vour	Of	Statement of Compliance/Exemption Statement Received DATE 20/12/12
See	d as to height - e section R-R') arriageway	See Diag.	PS624	PLAN REGIS TIME 4:2 DATE 23 Stefan Assistant Reg			· ····-		
Urban Development Built Environments Infrastructure Sig 8 / 270 Ferntree Gully Road, Notting Hill, Victoria, 3168				LICENSED Signature [DIGITALL		/	ORTH / 16/11/12 LAK	Date / / Council Delegate Signature Original sheet size A3

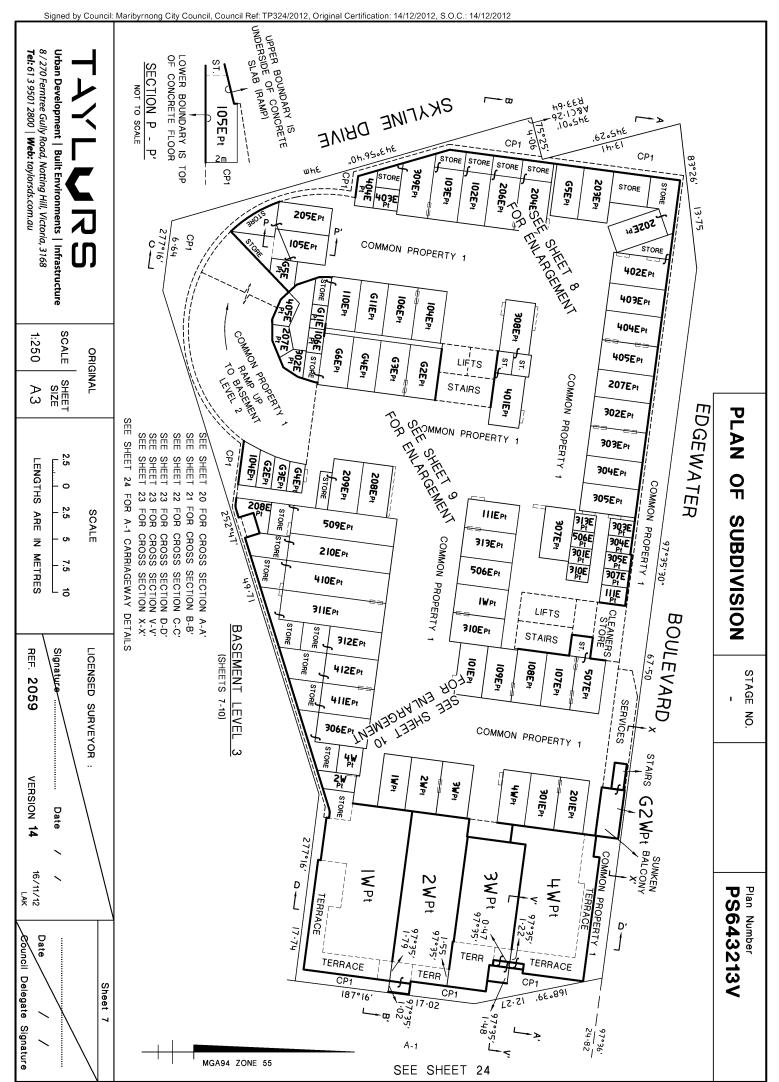


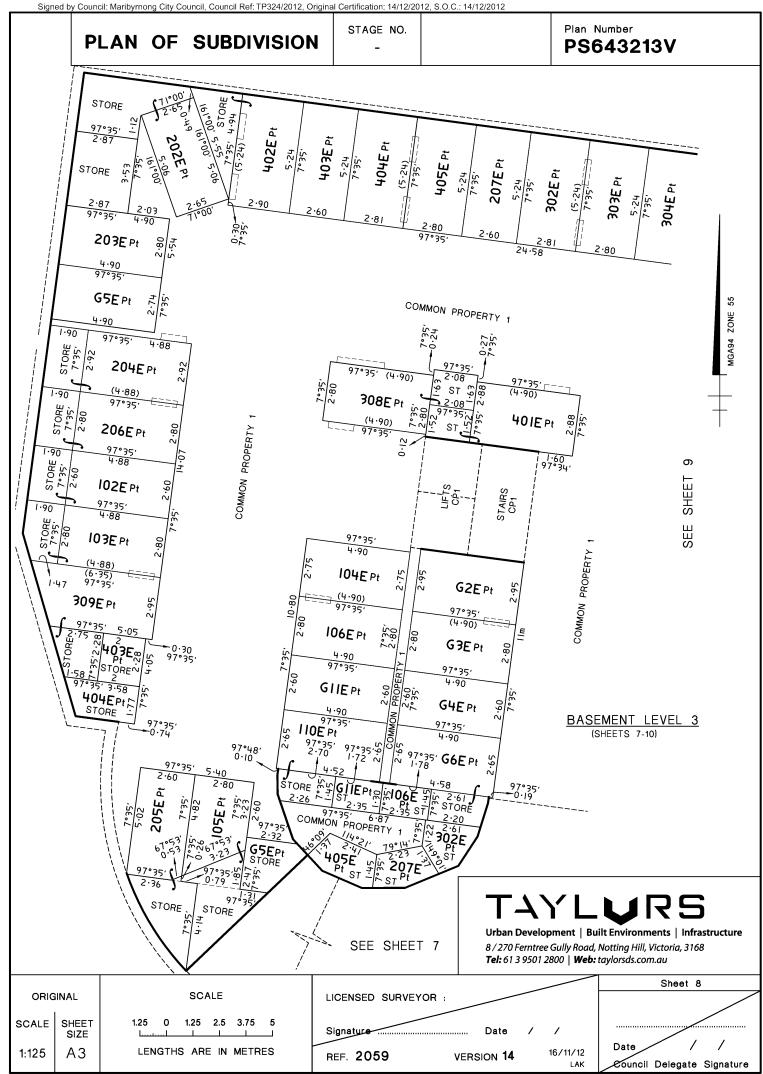


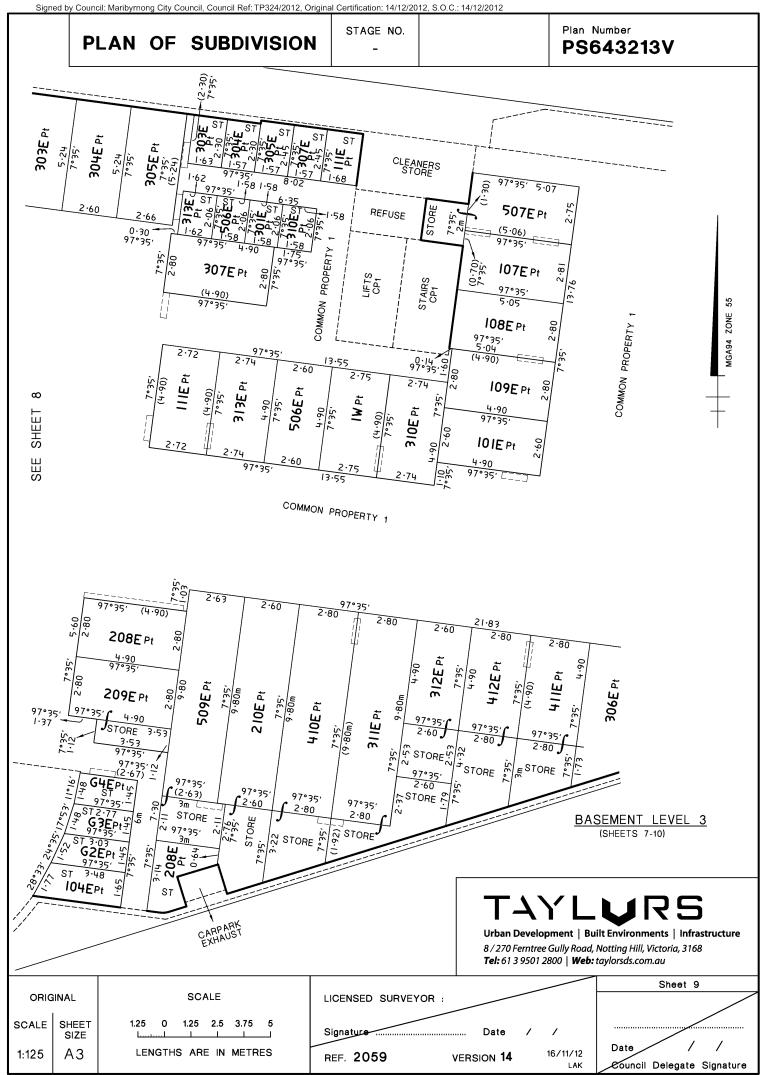


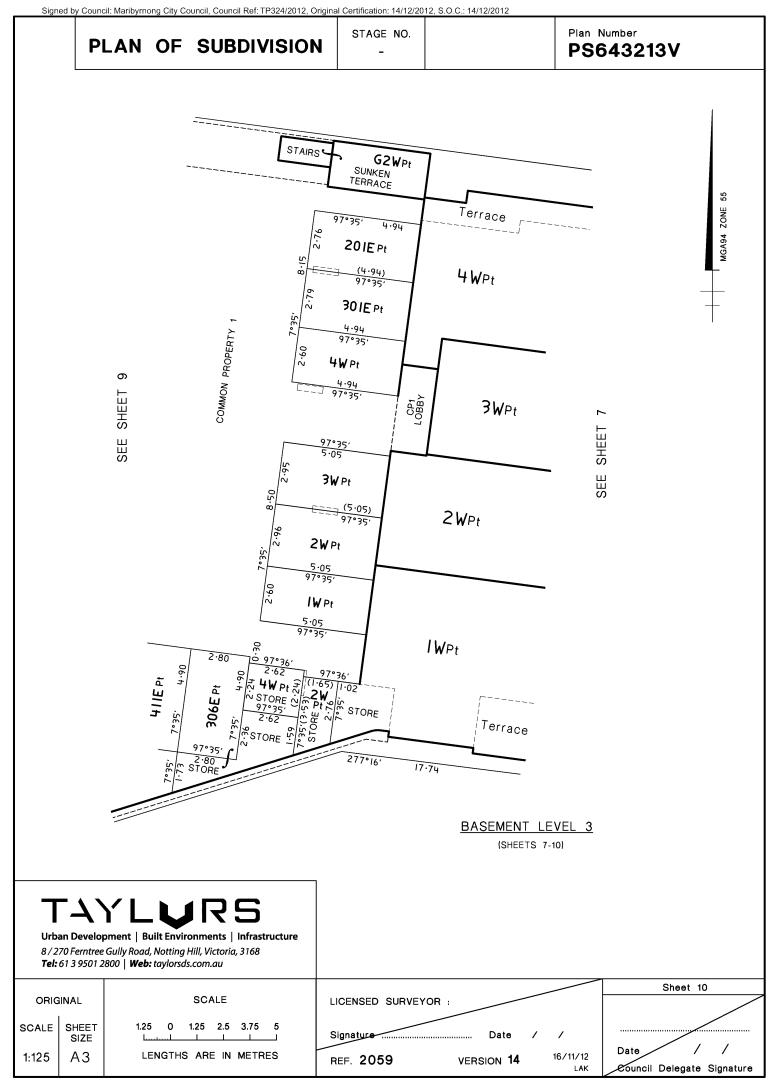


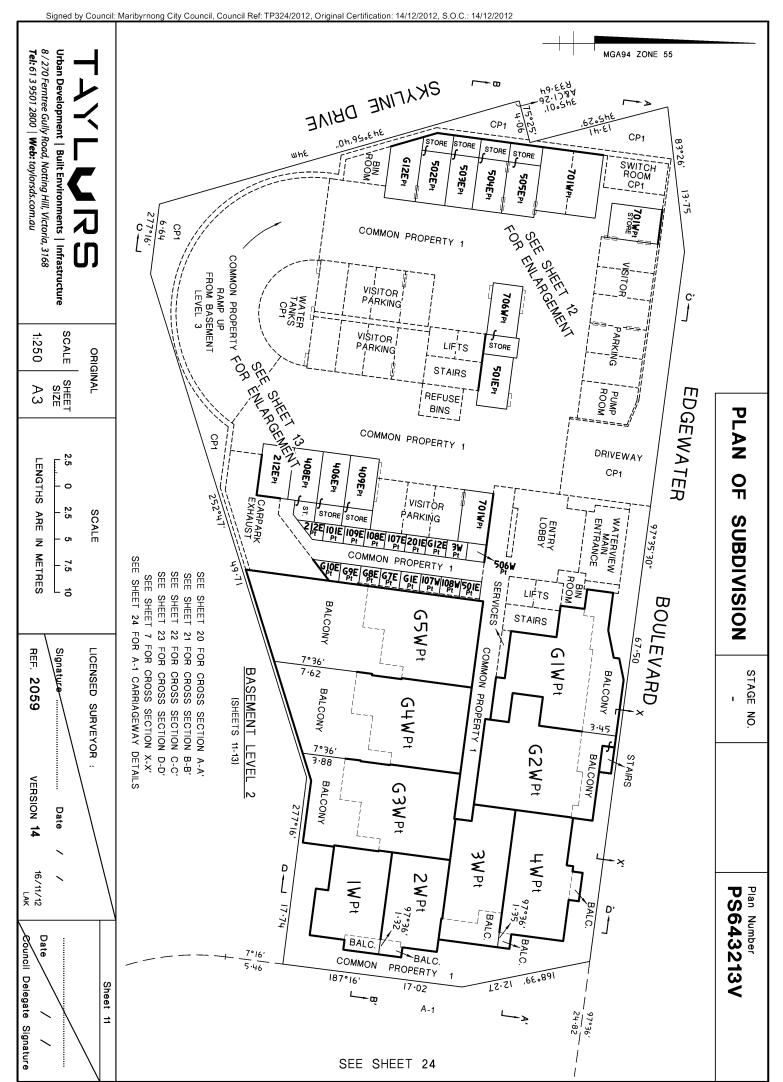


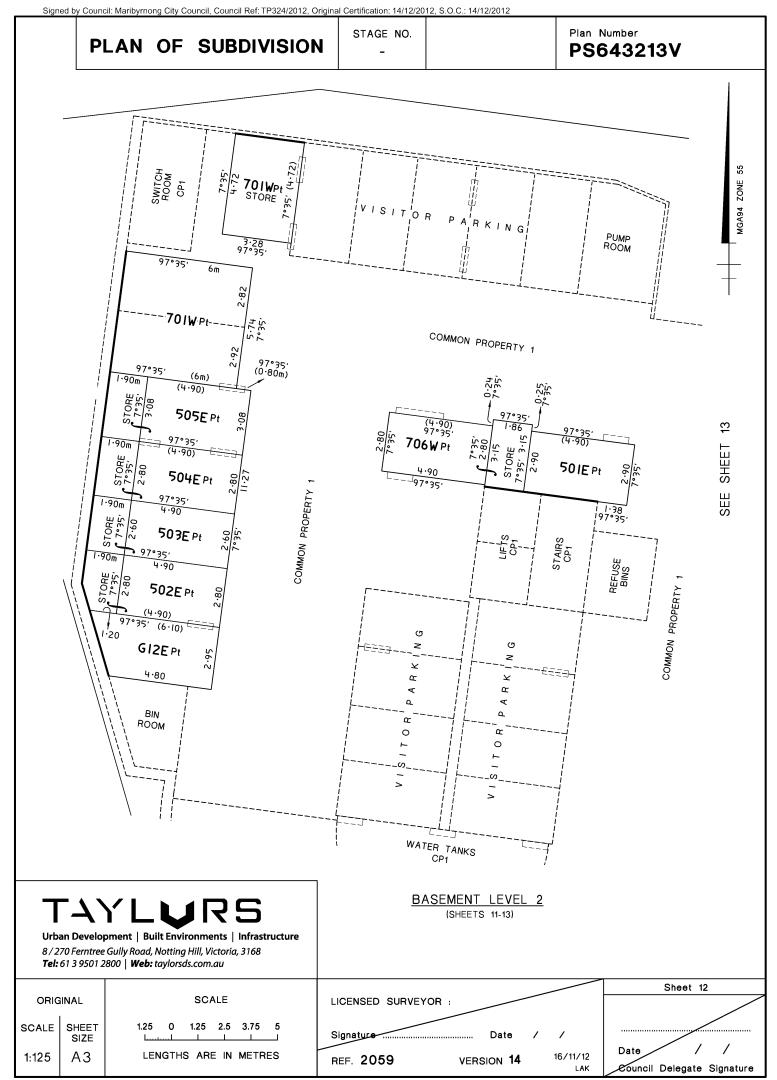


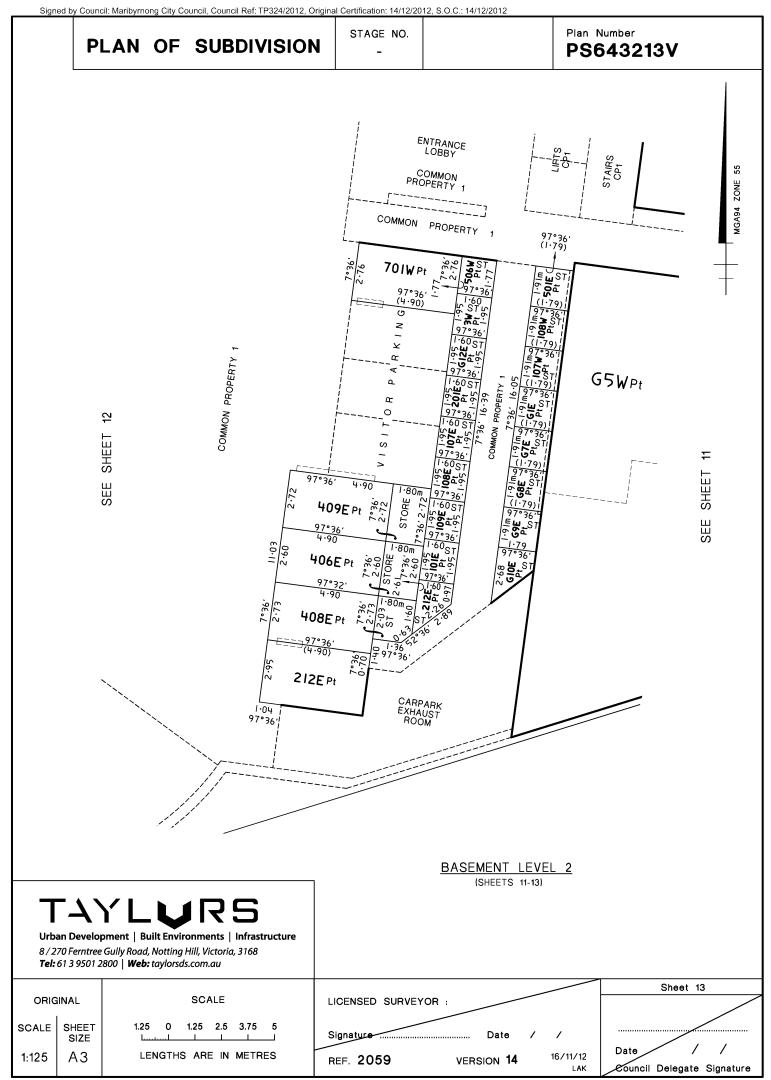


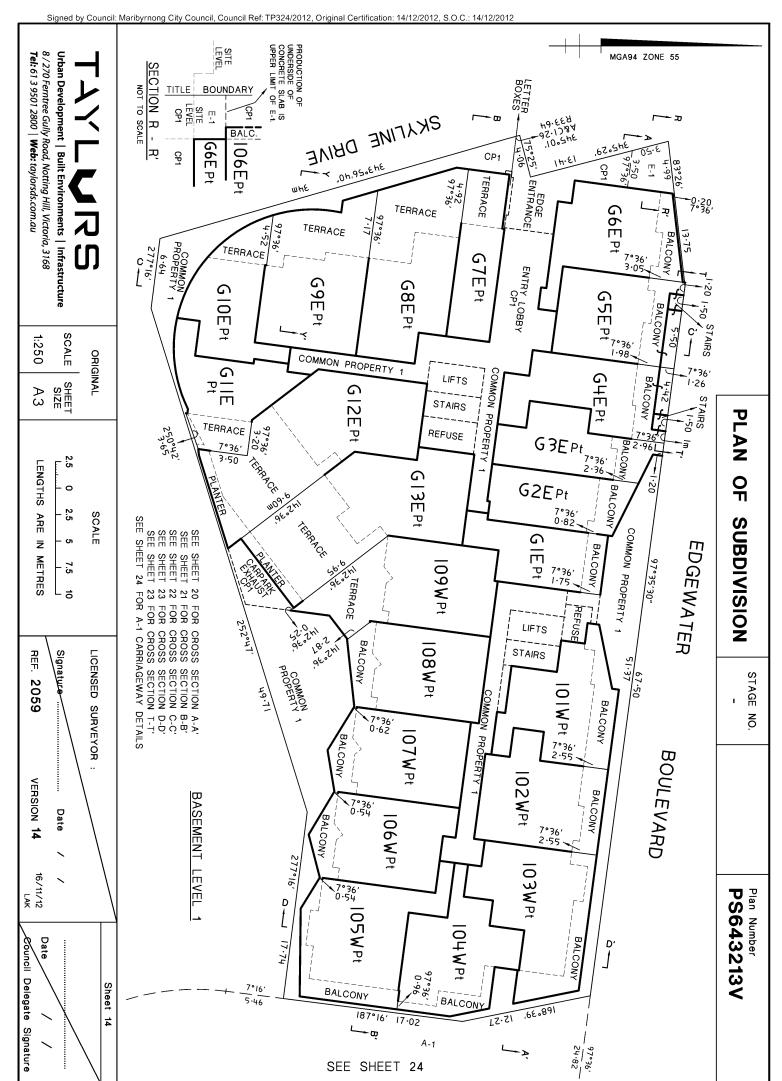


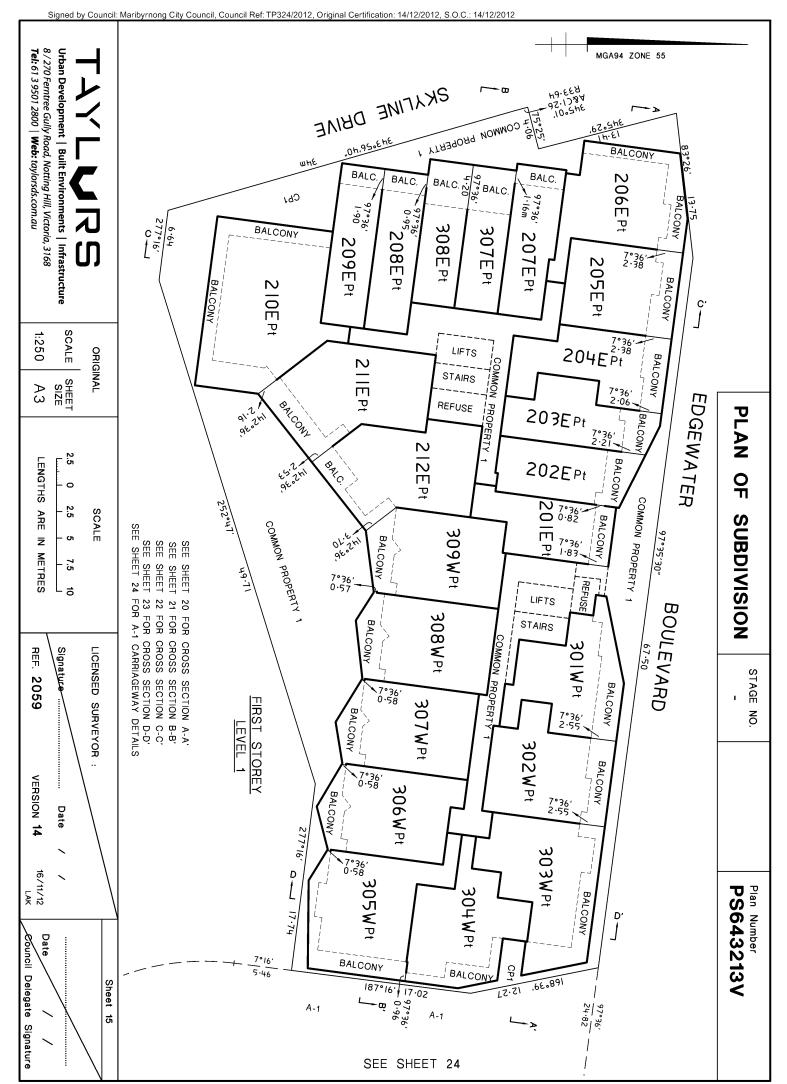


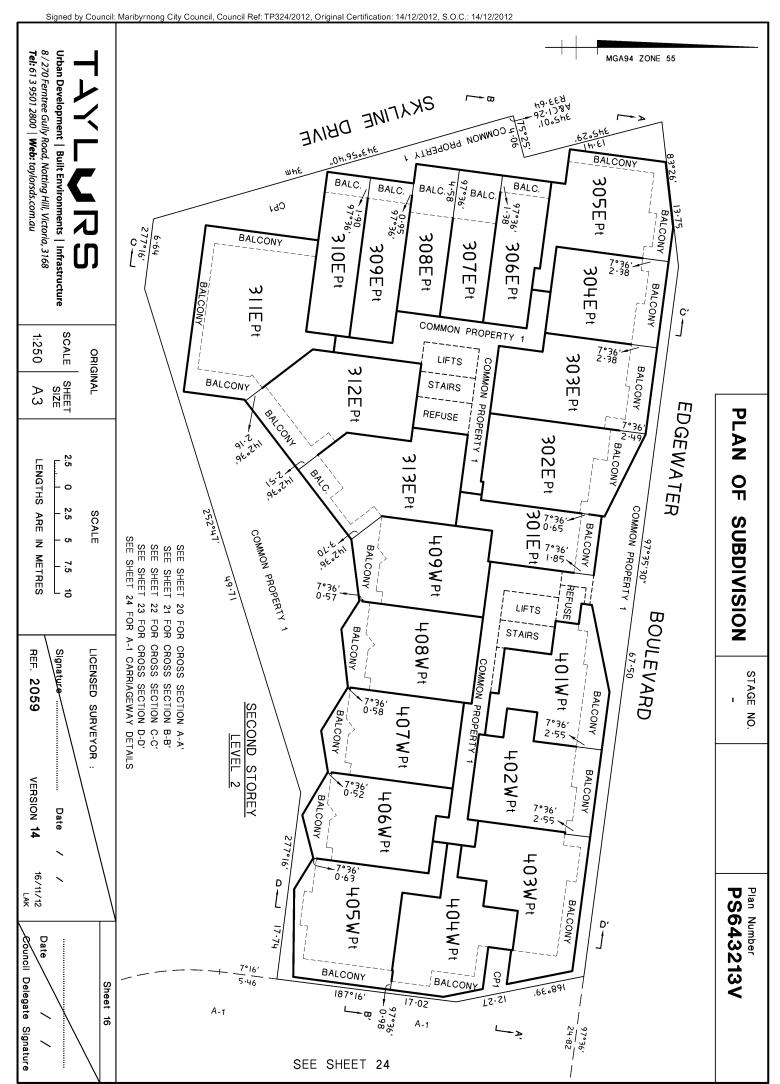


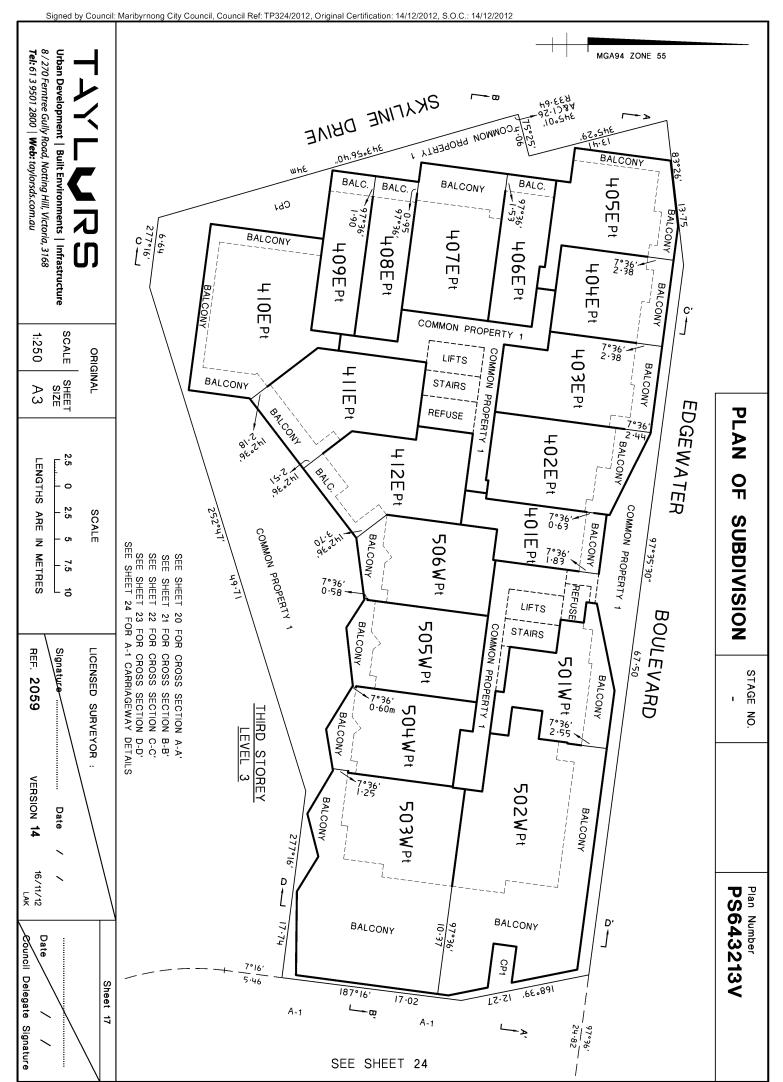


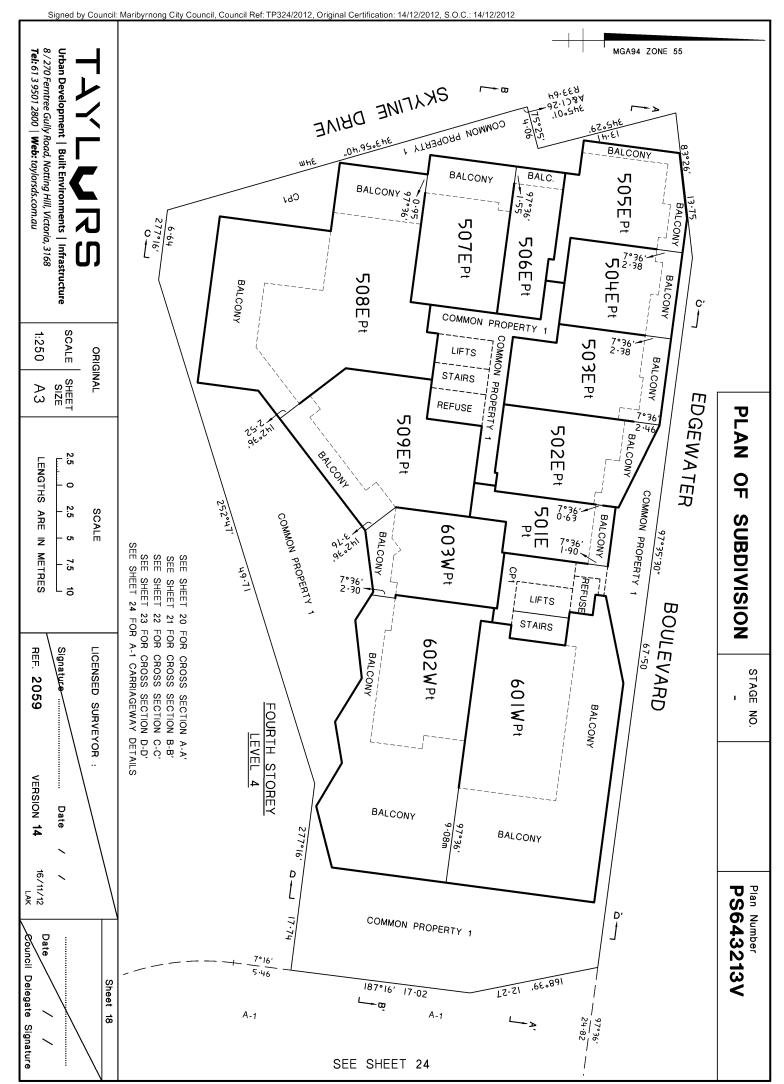


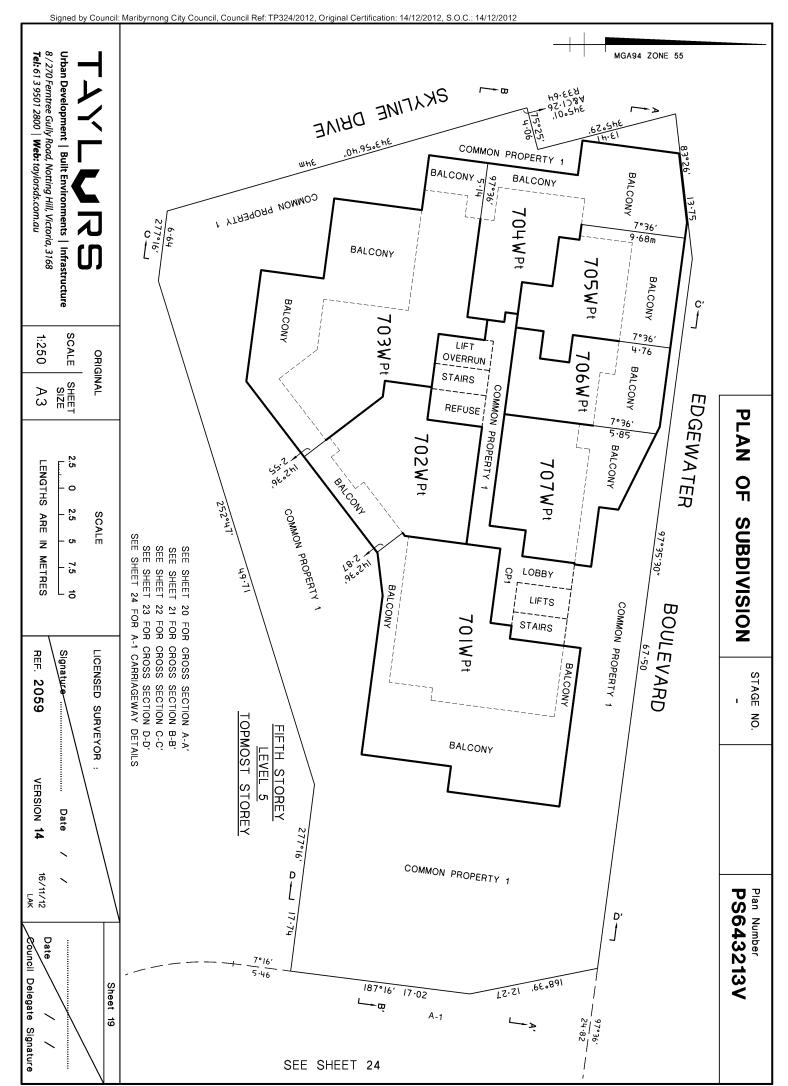


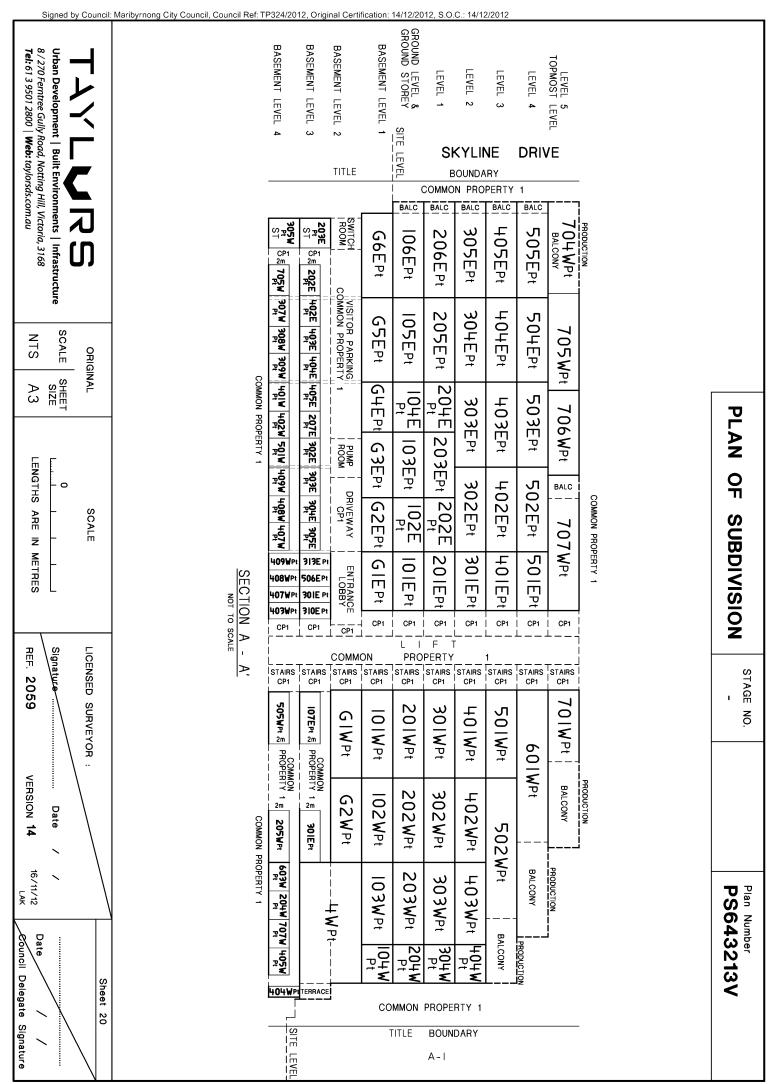


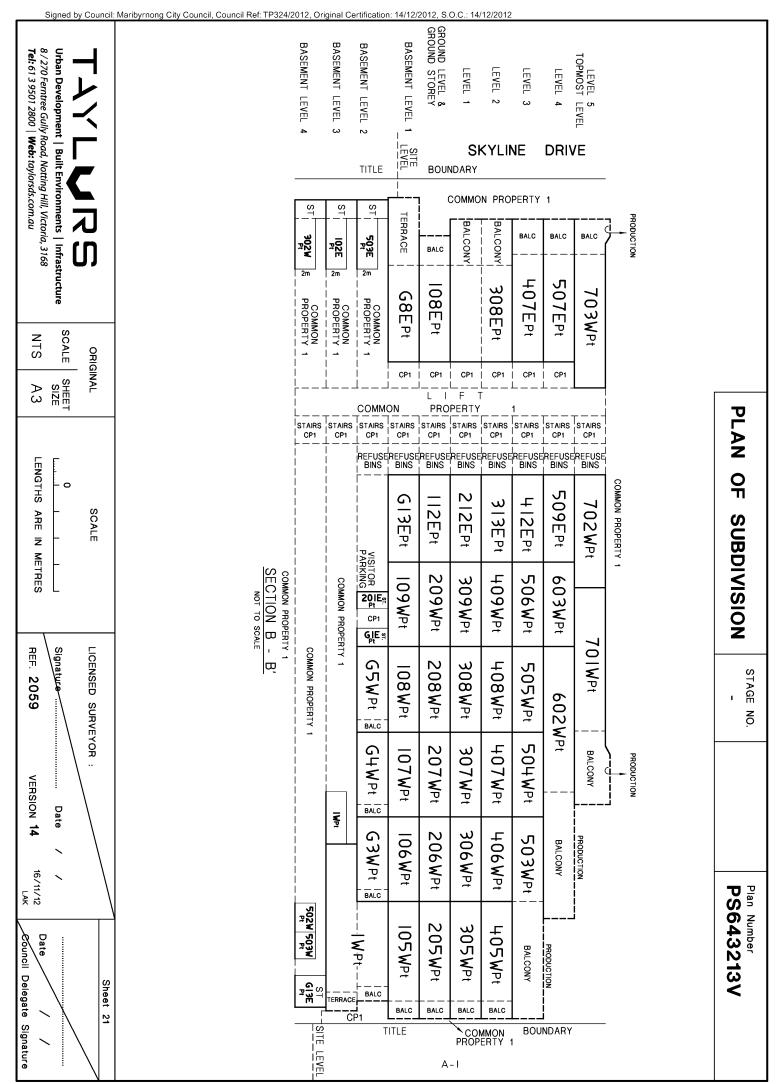


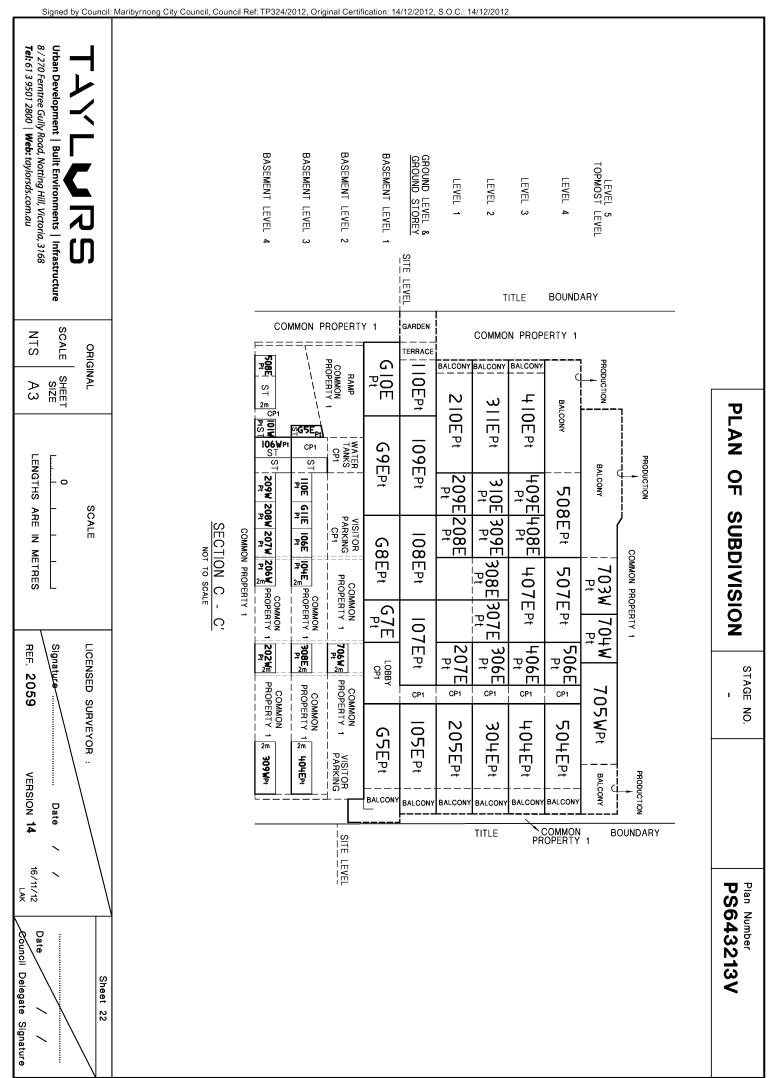


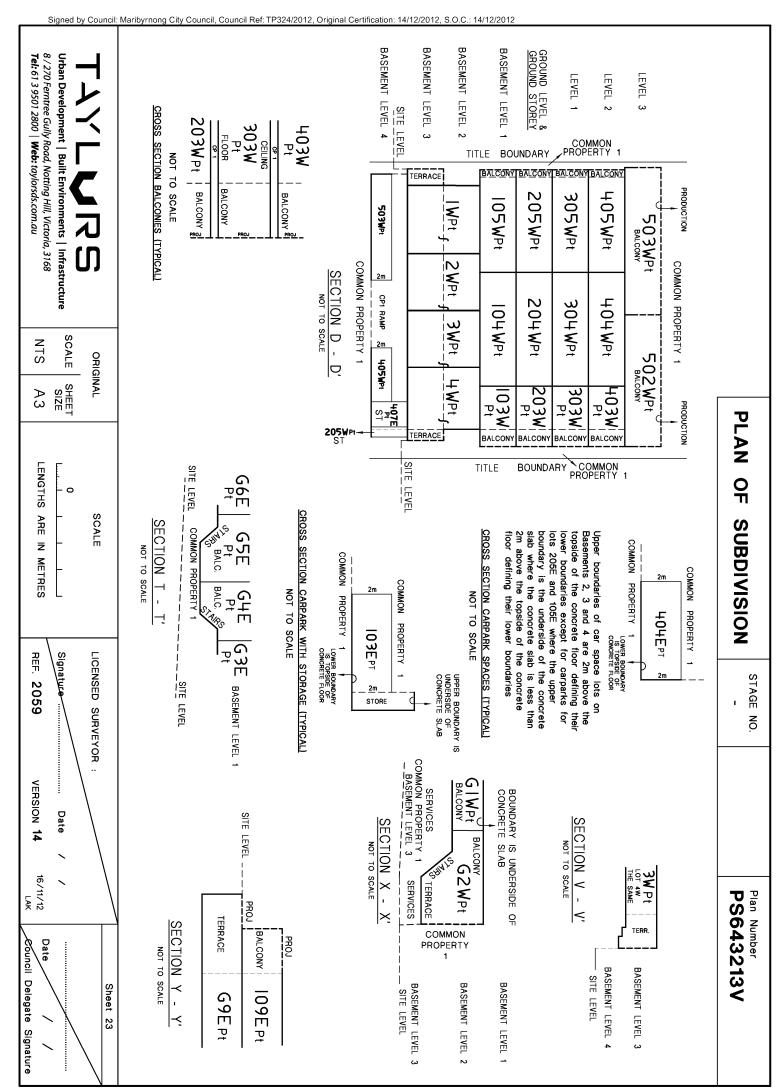


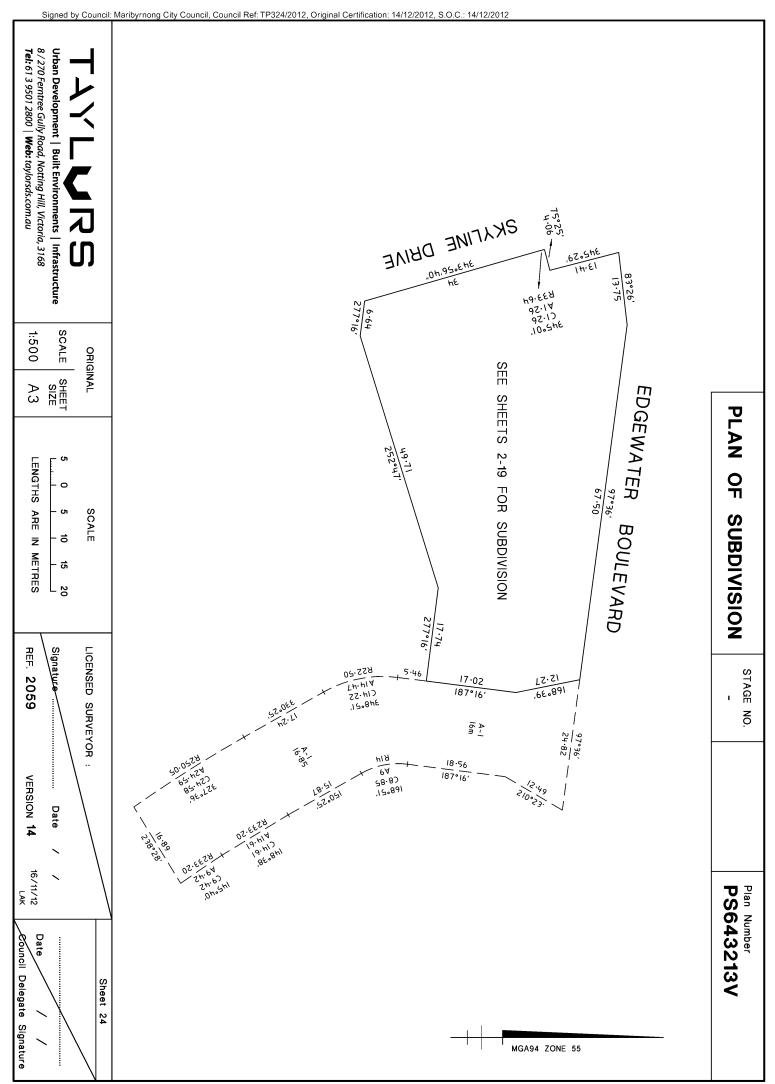












RECORD OF ALL ADDITIONS OR CHANGES TO THE PLAN

PLAN NUMBER PS643213V

WARNING: THE IMAGE OF THIS DOCUMENT OF THE REGISTER HAS BEEN DIGITALLY AMENDED. NO FURTHER AMENDMENTS ARE TO BE MADE TO THE ORIGINAL DOCUMENT OF THE REGISTER.

AFFECTED LAND/PARCEL	LAND/PARCEL IDENTIFIER CREATED	MODIFICATION	DEALING NUMBER	DATE	EDITION NUMBER	ASSISTANT REGISTRAR OF TITLES
G13W	G13E	PLAN AMENDED	AK261533W	28/03/13	2	LMA

Plan of Subdivision PS643213V Concurrent Certification and Statement of Compliance (Form 3)



SUBDIVISION (PROCEDURES) REGULATIONS 2011

SPEAR Reference Number: S025506S

Plan Number: PS643213V

Responsible Authority Name: Maribyrnong City Council Responsible Authority Reference Number 1: TP324/2012

Surveyor's Plan Version: 14

Certification

This plan is certified under section 6 of the Subdivision Act 1988

Statement of Compliance

This is a statement of compliance issued under section 21 of the Subdivision Act 1988

Public Open Space

A requirement for public open space under section 18 of the Subdivision Act 1988

Has been made and the requirement has been satisfied

Digitally signed by Council Delegate: Jeff Owen

Organisation: Maribyrnong City Council

Date: 14/12/2012



Imaged Document Cover Sheet



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Document Type	Instrument
Document Identification	AH382312N
Number of Pages	3
(excluding this cover sheet)	
Document Assembled	09/08/2024 11:34

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CITY OF MARIBYRNONG

ADVERTISED PLAN

ransfer of Land

Section 45 Transfer of Land Act 1958

Lodged by:

Name:

Phone:

Address:

Reference:

Customer Code:

RUSSELL KENNEDY

(03) 9609 1590

DX 494 MELBOURNE VIC 5 55: 157mm, 05262

The transferor at the direction of the directing party (if any) transfers to the transferee the estate and interest specified in the land described for the consideration expressed-

together with any easements created by this transfer;

subject to the encumbrances affecting the land including any created by dealings lodged for registration before the lodging of this transfer; and

subject to any easements reserved by this transfer or restrictive covenant contained or covenant created pursuant to statute and included in this transfer.

1

Land: (volume and folio)

Volume 11195

folio 5 11

Estate and Interest: (e.g. "all my estate in fee simple")

All its estate and interest in fee simple

Consideration:

\$3,080.000.00

Transferor: (full name)

FOOTSCRAY LAND LIMITED (ACN 088 278 559)

Transferee: (full name and address including postcode)

VIEW APARTMENTS PTY LTD (ACN 141 019 543) of Suite 630, 1 Queens Road, Melbourne VIC 3004

1

Directing Party: (full name)

Nil

Creation and/or Reservation of Easement and/or Restrictive Covenant:

The transferee for himself, his executors, administrators and transferees to the intent that the burden of the covenants below shall run with and bind the land hereby transferred ("burdened land") covenants with the transferor and the registered proprietors for the time being of every lot in plan of subdivision PS624501X ("dominant lands") whether the lots are transferred by the transferor before or after the burdened land, to the intent that the said covenants may be enforceable by the transferor and such persons as part of or for the purpose of effecting a general building scheme affecting all the dominant lands:

352098A

Order to Register

Duty Use Only

CITY OF MARIBYRNONG RECEIVED 09/08/2024

Please register and issue Certificate of Title to

KLaw Perfect Pty Ltd

Signed

Customer Code:

Page 1 of 3

THE BACK OF THIS FORM MUST NOT BE USED



AH382312 NECEIVED 2/08/2024 1352 RBAN PLANNING

USE OF LAND

- 1.1 except with the written consent of the transferor, not to use the burdened land except for the purpose of constructing a building for the purpose of residential apartments, together with such landscaping and car parking spaces as may be permitted or required by the relevant local council;
- 1.2 not to subdivide the burdened land without the prior written consent of the transferee unless the subdivision is for the purpose of creating separate titles for the residential apartments referred to in covenant 1.1 above;
- 1.3 not to build any other improvements, or carry out any building or construction works on the burdened land unless copies of building plans, elevations, site plans, set-back plans and schedules of colours and materials have been submitted to the transferor and the transferor has given its approval (which approval shall not be unreasonably withheld or delayed) to the plans prior to the commencement of building works;
- 1.4 not to carry out any siteworks, excavation, filling or construct any fencing or retaining walls on the burdened land without the prior written consent of the transferor (whose consent must not be unreasonably withheld or delayed);
- 1.5 not to delay or permit to be delayed the commencement or completion of any works that have been approved by the transferor;
- 1.6 not to vary or allow any variation to any works that have been approved by the transferor unless such variation has been approved by the transferor (whose consent must not be unreasonably withheld or delayed);

2 EXTERNAL STRUCTURES

- 2.1 not to erect any external sign, hoarding, tank, clothes line, letter box, mast or pole of any description or television antenna or radio aerial which are visible from the streetscape without the prior written consent of the transferor (whose consent must not be unreasonably withheld or delayed);
- 2.2 not to erect any external flood lights or spotlights or any lights illuminating any pool or tennis court or other similar enclosure without the prior approval of the transferor;

3 NO ESTATE AGENCIES

not to use the burdened land or any part thereof for a real estate agency or for any purpose other than for residential purposes, except with the written consent by the transferor.

Save for the covenant in paragraph 1.1 above, the covenants in this transfer shall cease to apply or affect the burdened land on 31 December 2018.

352098A

Order to Register

Duty Use Only

T2

Please register and issue Certificate of Title to

Law Perfect Pty Ltd
Page 2 of 3

Signed

Customer Code:

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CITY OF MARIBYRNONG RECEIVED 09/08/2024 URBAN PLANNING AH382312N

Annexure Page

Transfer of Land Act 1958

30/6/2012

23/07/2010 \$1352

This is page 3 of Approved Form T2 dated between FOOTSCRAY LAND LIMITED (ACN 088 278 559) and VIEW APARTMENTS PTY LTD (ACN 141 019 543)

Signatures of the Parties

•	
Panel Heading Dated: 3 5/6/(5	OLY LANO
Execution and attestation THE COM	MON SEAL of O Common Seal A.C.N.
BXECUTED by FOOTSCRAY LAND LIMITED inwas hereu accordance with section 127(1) of the Corporations Actail World being signed by authorised persons: In the pre-	into affixed by the 0 088 278 559 77 the Directors
Director	*Director/company secretary *Delete whichever is inapplicable Kenneth Leslie James
Full Name George Nicolas Saoud	Full Name // Brextwood 102
EXECUTED by VIEW APARTMENTS PTY LTD in accordance with section 127(1) of the Corporations Act 200 authorities	OMMON SEAL OF TURE RAME RED NOT WE DON'S Presence of:
Director	*Discotor company secretary *Delete whichever is inapplicable
HENRY GEORGE TOWNSING Full Name	MUIAM N KICHALDSON
HENRY GEORGE TOWNSING Full Name 113 Finch St, Malyen East, Vi 3145 Usual Address	Usual Address VIC 314/

352098A

A1

Law Perfect Pty Ltd Page 3 of 3

- If there is insufficient space to accommodate the required information in a panel of the attached Form insert the words "See Annexure Page 2" (or as the case may be) and enter all the information on the Annexure Page under the appropriate panel heading.
- 2. The approved Annexure Pages must be properly identified and signed by the parties to the attached Form to which it is annexed.
- 3. All pages must be attached together by being stapled in the top left corner.

THE BACK OF THIS FORM MUST NOT BE USED



Department of Environment, Land, Water & Planning



Electronic Instrument Statement

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The Victorian Government acknowledges the Traditional Owners of Victoria and pays respects to their ongoing connection to their Country, History and Culture. The Victorian Government extends this respect to their Elders, past, present and emerging.

Produced 09/08/2024 11:34:22 AM

Status Registered Dealing Number AV598551S

Date and Time Lodged 05/05/2022 05:38:03 PM

Lodger Details

Lodger Code 23243R

Name LONGFORD LEGAL PTY LTD

Address Lodger Box Phone Email

Reference 202204908

CITY OF MARIBYRNONG

ADVERTISED PLAN

CAVEAT

Jurisdiction VICTORIA

Privacy Collection Statement

The information in this form is collected under statutory authority and used for the purpose of maintaining publicly searchable registers and indexes.

Land Title Reference

11400/226

Caveator

Given Name(s) ALISHA DANIELLE

Family Name KING

Grounds of claim

Agreement with the following Parties and Date.

Parties

The Registered Proprietor(s)

Date

18/05/2021

Estate or Interest claimed

Freehold Estate

Prohibition

Absolutely

Name and Address for Service of Notice

Christian Bolog

VICTORIA State Government

AV598551S Page 1 of 2





Department of Environment, Land, Water & Planning

Electronic Instrument Statement

Address

Unit Type SUITE
Unit Number 6
Street Number 5
To Street Number 7

Street Name CHANDLER
Street Type ROAD
Locality BORONIA
State VIC
Postcode 3155

The caveator claims the estate or interest specified in the land described on the grounds set out. This caveat forbids the registration of any instrument affecting the estate or interest to the extent specified.

Execution

- 1. The Certifier has taken reasonable steps to ensure that this Registry Instrument or Document is correct and compliant with relevant legislation and any Prescribed Requirement.
- 2. The Certifier has retained the evidence supporting this Registry Instrument or Document.
- 3. The Certifier has taken reasonable steps to verify the identity of the caveator or his, her or its administrator or attorney.

Executed on behalf of ALISHA DANIELLE KING Signer Name CHRISTIAN BOLOG

Signer Organisation LONGFORD LEGAL PTY LTD

Signer Role AUSTRALIAN LEGAL

PRACTITIONER

Execution Date 05 MAY 2022

File Notes:

NIL

This is a representation of the digitally signed Electronic Instrument or Document certified by Land Use Victoria.

Statement End.

