

4 / 262 ALBANY HIGHWAY, CENTENNIAL PARK







DOWNSIZERS' DELIGHT!

- Aircon open living, sheltered patio, car space plus guest parking

 REALESTATE

 Lawn, veggie beds, rainwater tank solar paral
- Less than 2km from town, near shopping centre
- Ideal for singles, couples, rental investor

Lee Stonell 0409 684 653 0898414022

lee@merrifield.com.au





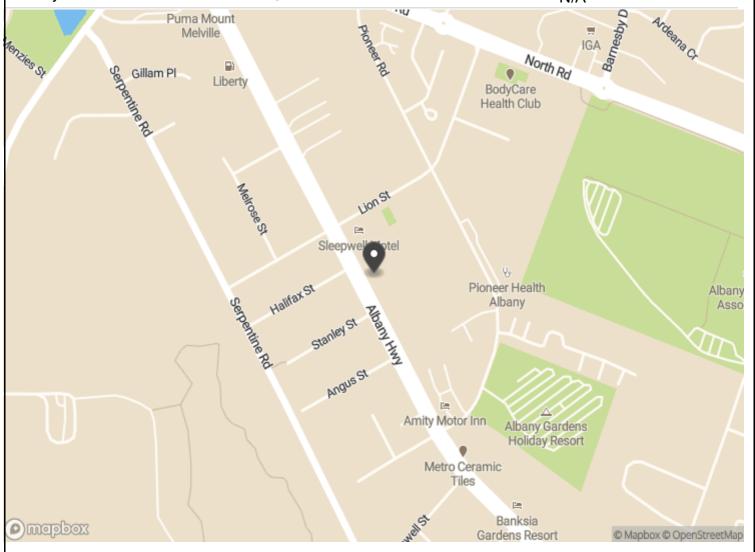


4 / 262 ALBANY HIGHWAY, CENTENNIAL PARK



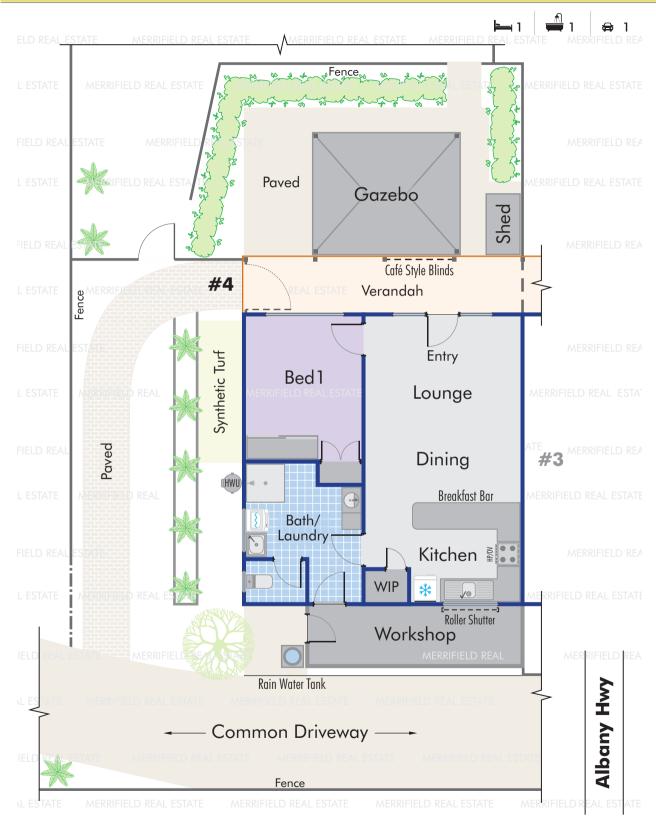
Specification

Asking Price	Offers Above \$199,000	Land Size	See Certificate of Title
Bedrooms	1	Restrictive Covenants	Nil
Bathrooms	1	Zoning	Residential /R30
Toilets	1	School Zone	Yakamia PS & NASHS
Parking	2	Sewer	Connected
Sheds	Garden Shed	Water	Scheme Drinking Water
HWS	Electric System	Internet Connection	NBN Available
Solar	Yes	Building Construction	Brick & Colorbond
Council Rates	\$1,768.34	Insulation	Unknown
Water Rates	\$1,488.73	Built/Builder	1991
Strata Levies	\$1,675.00	BAL Assessment	N/A
Weekly Rent	\$250 - 280 p/w	Items not included	N/A



4/262 Albany Hwy, Centennial Park WA 6330





This floor plan, description, dimensions and areas are provided as a guideline only and are approximate. Whilst care has been taken in the preparation of the information, buyers must inspect the property, make their own enquiries, take their own measurements or consult the architectural plans for exact dimensions. Neither the sellers nor the agent will be held responsible or liable for any discrepancies.



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Disclaimer: The accuracy and completeness of the information on this document is not guaranteed and is supplied by Landgate 'as is' with no representation or warranty as to its reliability, accuracy, completeness, or fitness for purpose. Please refer to original documentation for all legal purposes.

WESTERN



AUSTRALIA

REGISTER NUMBER

4/SP21500

DUPLICATE EDITION

3 7/4/2017

VOLUME 1908 FOLIO **295**

RECORD OF CERTIFICATE OF TITLE UNDER THE TRANSFER OF LAND ACT 1893 AND THE

STRATA TITLES ACT OF 1985

The person described in the first schedule is the registered proprietor of an estate in fee simple in the land described below subject to the reservations, conditions and depth limit contained in the original grant (if a grant issued) and to the limitations, interests, encumbrances and notifications shown in the second schedule.



LAND DESCRIPTION:

LOT 4 ON STRATA PLAN 21500 TOGETHER WITH A SHARE IN COMMON PROPERTY (IF ANY) AS SET OUT ON THE STRATA PLAN

REGISTERED PROPRIETOR:

(FIRST SCHEDULE)

TERESA ANN TEAL OF UNIT 4 262 ALBANY HIGHWAY CENTENNIAL PARK WA 6330

(T N593955) REGISTERED 5/4/2017

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:

(SECOND SCHEDULE)

1. INTERESTS NOTIFIED ON THE STRATA PLAN AND ANY AMENDMENTS TO LOTS OR COMMON PROPERTY NOTIFIED THEREON BY VIRTUE OF THE PROVISIONS OF THE STRATA TITLES ACT OF 1985 AS AMENDED.

Warning:

A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.

* Any entries preceded by an asterisk may not appear on the current edition of the duplicate certificate of title.

-----END OF CERTIFICATE OF TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: SP21500 PREVIOUS TITLE: SP21500

PROPERTY STREET ADDRESS: UNIT 4 262 ALBANY HWY, CENTENNIAL PARK.

LOCAL GOVERNMENT AUTHORITY: CITY OF ALBANY

Strata Plan 21500

Lot	Certificate of Title	Lot Status	Part Lot	
1	1908/292	Registered		
2	1908/293	Registered		
3	1908/294	Registered		
4	1908/295	Registered		
5	1908/296	Registered		
6	1908/297	Registered		

STRATA PLAN 21500 ALBANY SUBURBAN LOT 309 LODGED 12.6.91 LOCAL AUTHORITY TOWN OF ALBANY EXAMINED 18.6.91 Q. LOCALITY CENTENNIAL PARK INDEX PLAN CORIMUP 2000 10.06 REGISTERED 8.7.91 Apr. E648360 NAME OF BUILDING ALBANY COLONIAL COTTAGES NAME OF BODY CORPORATE (IF STRATA PLAN OF SUBDIVISION OR CONSOLIDATION) ADDRESS FOR SERVING OF 262 - 264 ALBANY HWY NOTICES ON COMPANY ALBANY WA 6330 PURPOSE REGISTRAR OF TITLES LIMITED IN DEPTH TO 609.6 METRES 306 308 ALBANY HWY HARLEY HEDDERWICK & WEBBER PTY LTD LICENSED SURVEYORS ALBANY BUNBURY 098 417333 097 219477 BUSSELTON 097 52 1847 Scale 1:750 DRAWN JBdS 12-4-91 OFFICE USE ONLY SCHEDULE OF UNIT CERTIFICATE OF LICENSED VALUER **ENTITLEMENT** CURRENT Cs. of TITLE LOT UNIT VOL. FOL. No. ENTITLEMENT CHRISTOPHER PETER KING ... being a Licensed Valuer licensed under the Land Valuers Licensing Act 1978 do hereby certify that the unit entitlement of each Lot, as stated in the schedule bears in relation to the 100 1908-292 aggregate unit entitlement of all Lots delineated on the strata plan a proportion not greater than 5 per cent more or 2 100 1908-293 5 per cent less than the proportion that the capital value of 3 100 1908-294 that Lot bears to the aggregate capital value of all the Lots delineated on the plan. 4 100 1908-295 100 1908-296 100 1908-297 16 April 1991 AGGREGATE 600 E66747/1/89-2M-\$/7652

8/96

STRATA PLAN No.

21500

DESCRIPTION OF PARCEL AND BUILDING

PARCEL

ALBANY SUBURBAN LOT 309

BUILDINGS

SIX RESIDENTIAL UNITS CONSTRUCTED OF BRICK VENEER WALLS WITH IRON ROOF

CERTIFICATE OF SURVEYOR

ALAN STEPHEN CARTER ______, being a licensed surveyor registered

under the Licensed Surveyors Act 1909, as amended, hereby certify that:-

- (a) each lot that is not wholly within a building shown on the plan is within the external surface boundaries of the parcel; and either
- (b) each building referred to above is within the external surface boundaries of the parcel; or
- (c) in a case where a part of a wall or building, or material attached therete, encreaches beyond the external surface boundaries of the parcel—
 - (i) all lots shown on the plan are within the external surface boundaries of the parcel;
 - (ii) the plan clearly indicates the existence of the encroachment and its nature and extent; and
 - (iii) where the encroachment is not on to a public road, street or way, that an appropriate easement has been granted and registered as an appurtenance of the parcel.

17-4-91

Date

Delete whichever is inapplicable

Alon Cartan Licensed Surveyor

CERTIFICATE OF LOCAL AUTHORITY

THE COUNCIL OF THE TOWN OF ALBANY

certifies that-

- (1) (a) the building and the parcel referred to above has been inspected and that it is consistent with the building plans and specifications in respect of the building thereof that have been approved by the local authority; or
 - (b) the building has been inspected and the modification is consistent with the approved building plans and specifications relating to the modification;
- (2) the building, in the opinion of the local authority, is of sufficient standard and suitable to be divided into lots pursuant to the Strata Titles Act 1985;
- (3) where a part of a wall or building or material attached thereto encroaches beyond the external surface boundaries of the parcel on to a public road, street or way the Local authority is of the opinion that retention of the encroachment in its existing state will not endanger public safety or unreasonably interfere with the amenity of the neighbourhood and the local authority does not object to the encroachment;
- (4) (a) any conditions imposed by the State Planning Commission have been complied with;
 - (b) the within strata scheme is exempt from the requirement of approval by the State Planning Commission.
 - (a) any conditions imposed by the State Planning Commission have been complied with;

Delete whichever is inapplicable

1 Town

E76327/6/90-2M-S/765

4428125 Landgate

THA ALE

STRATA PLAN No.

21500

STRATA TITLES ACT 1985

CERTIFICATE OF APPROVAL BY STATE PLANNING COMMISSION TO A STRATA PLAN

It is hereby certified that the approval of the State Planning Commission has been granted pursuant to the provisions of abovementioned Act to:

* (i)	the Strata Plan sul	omitted on	5 May 199	1
			and	relating to the property described
	below;			
(ii)	to the sketch subn	nitted on		
				escribed below into lots on a Strata
	Plan subject to the	ofollowing cond	itions:	
Property De	escription:	Whole/ y∂a	≰t Lot(s)	Albany Sub Lot 309
				_
				Albany
			hority Distr	Albany
			Owner	Torongo TACVMAN
		Froperty	J WIII⊡I	Anna Angelina JACKMAN

For Chairman, STATE PLANNING COMMISSION

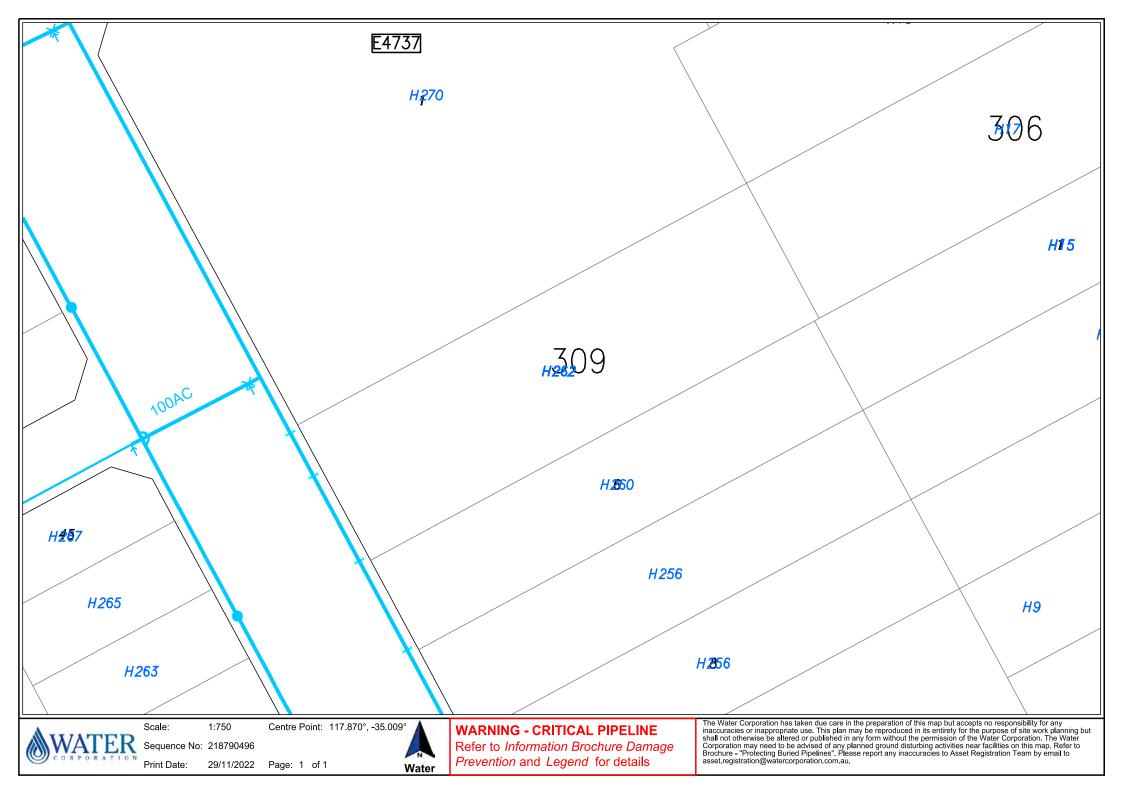
Date(*To be deleted as appropriate)

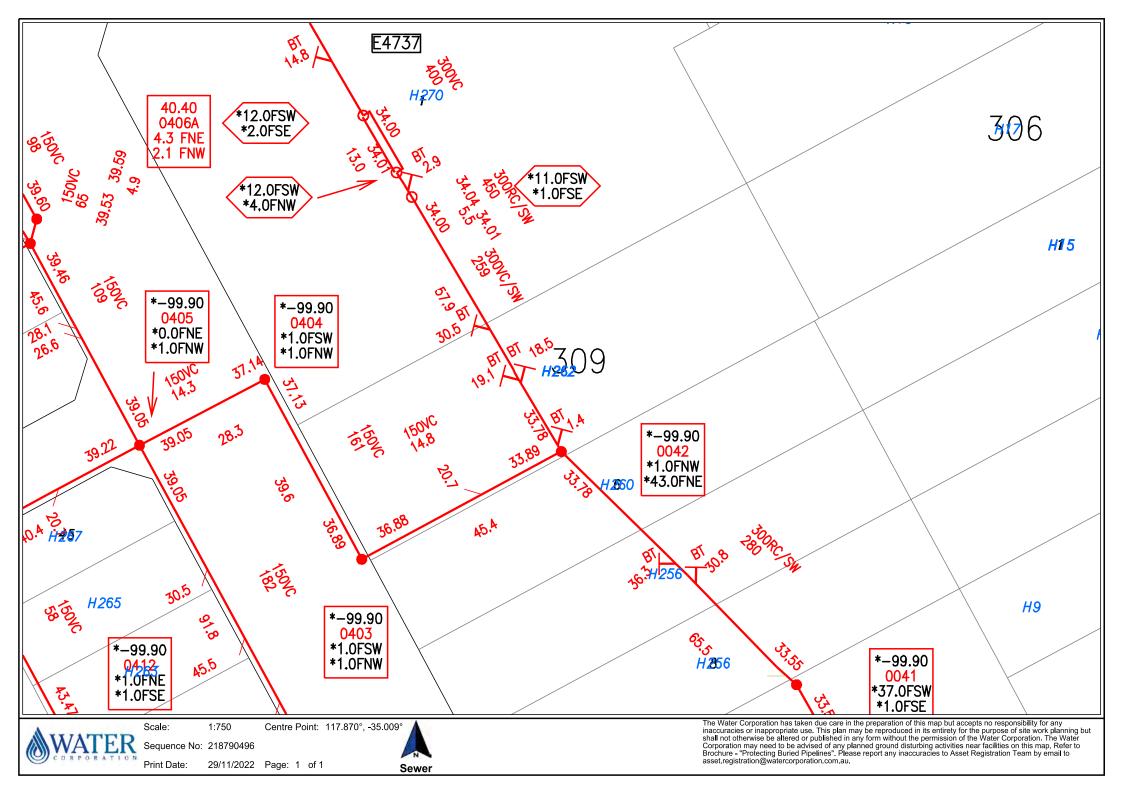
46679/4/86—1 500—S/7660



SIGNATURE OF REGISTRAR of TITLES REGISTRAR OF TITLES CANCELLATION NUMBER REGIST'D INSTRUMENT NOTE: ENTRIES RULED THROUGH AND AUTHENTICATED BY THE SIGNATURE OF THE REGISTRAR OF TITLES ARE CANCELLED NATURE SIGNATURE OF REGISTRAR of TITLES SCHEDULE OF REGISTERED PROPRIETORS SCHEDULE OF ENCUMBRANCES, ETC. 21500REGIST'D 14.3.1969 25.9.91 The right to enter upon the portion of the within land marked 'A' on OF STRATA PLAN No. purpose of exercising certain the map in the margin for the water rights as set out in the said Transfer REGISTERED PROPRIETOR Notification of change of by-laws **PARTICULARS** is granted to Town of Albany. ANNEXURE NUMBER A143040 Notification E709497 INSTRUMENT

NATURE TRANSFER





Plan Legend (summary) INFORMATION BROCHURE



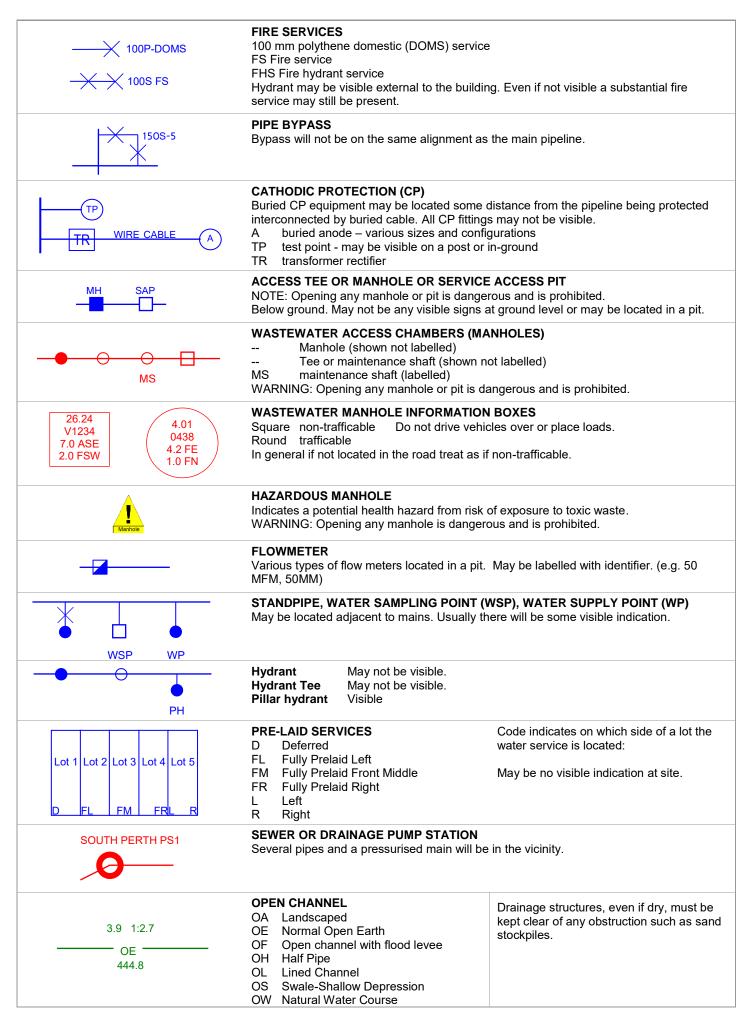
This legend is provided to <u>Dial Before You Dig</u> users to assist with interpreting Water Corporation plans. A more detailed colour version can be downloaded from <u>www.watercorporation.com.au</u>. (Your business > Working near pipelines > Downloads)

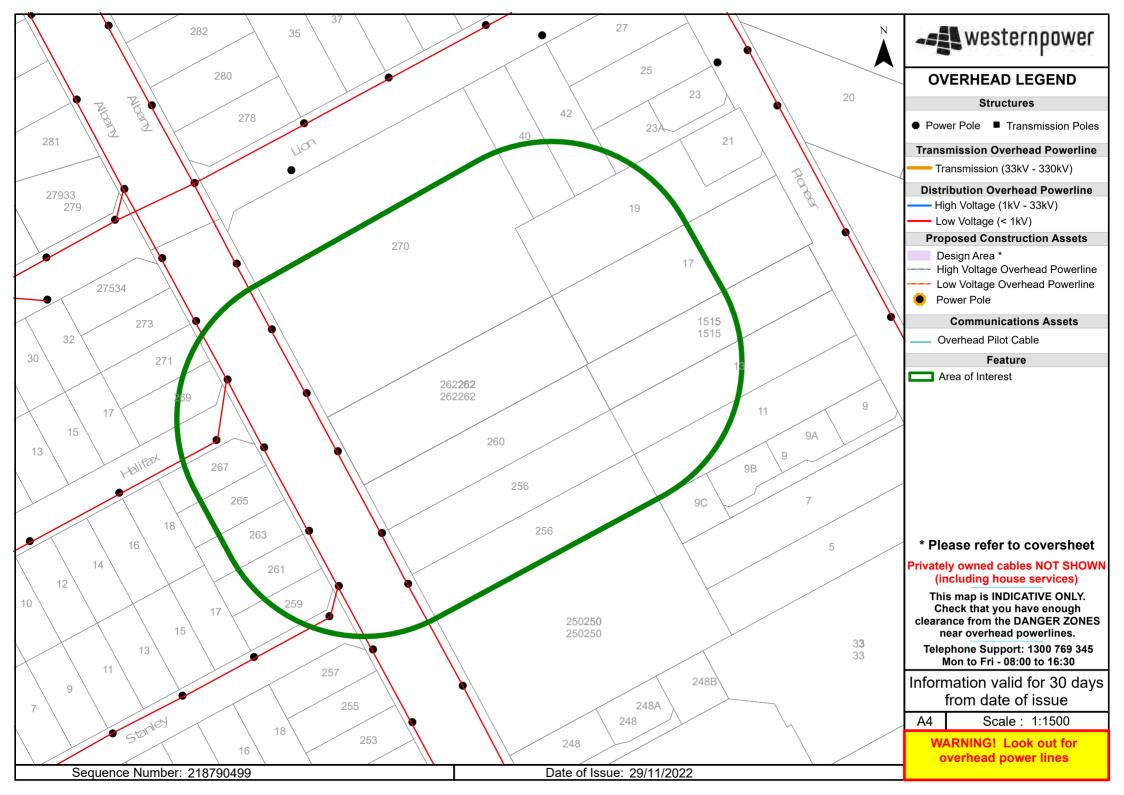
WARNING - Plans may not show all pipes or associated equipment at a site, or their accurate location. Pothole by hand to verify asset location before using powered machinery.

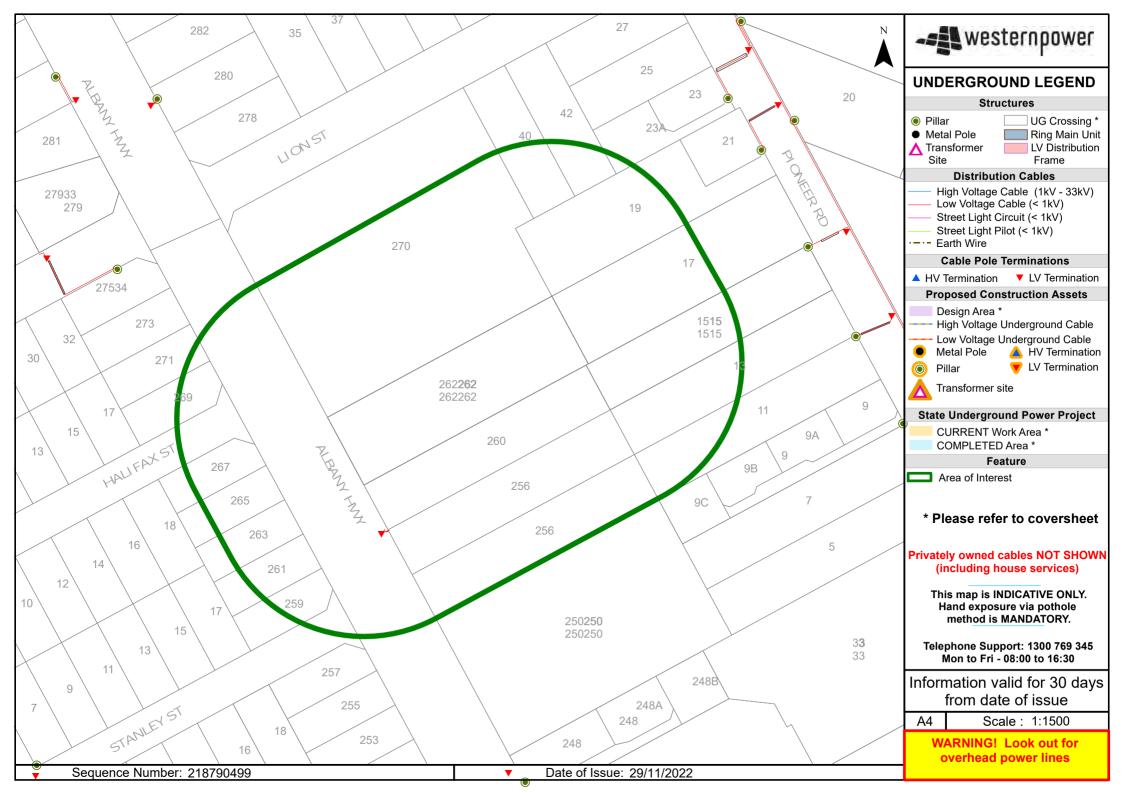
WATER, SEWERAGE AND DRAINAGE PIPELINES CRITICAL PIPELINE (thick line) EXTRA CAUTION REQUIRED A risk assessment may be required if working near this pipe. Refer to your Dial Before You Dig information or call 131375. Pipes are not always labelled on plans as shown here – assume all pipes are significant and pothole to prove location and depth. **CANNING TRUNK MAIN** pressure main P.M. M.S. main sewer rising main (i.e. drainage pressure main) R 100AC GEYER PL P.M. AG47 Common material abbreviations: AC asbestos cement e.g. 100AC NOTE: AC is brittle and is easily damaged. cast iron CI 450RC 50 glass reinforced plastic **GRP** R · PVC - class follows pipe material (e.g.100P-12) 147.8 RC reinforced concrete steel S VC vitrified clay NON-STANDARD ALIGNMENT Pipes are not always located on standard alignments due to local conditions. (i.e. Other (3.0)than 2.1 m for reticulation mains and 4.5 m for distribution mains.) OTHER PIPE SYMBOLS MWA12345 or PWD12345 or CK43 Other numbers or codes shown on pipes are not physical attributes. These are Water Corporation use only. **CONCRETE ENCASEMENT, SLEEVING AND TUNNELS CONC ENC** May be in different forms: steel, poured concrete, box sections, slabs. 100S SL 150P 150AC 5.0 20. 225SU **CHANGE INDICATOR ARROW** Indicates a change in pipe type or size. e.g. 150mm diameter PVC to 150mm diameter asbestos cement (AC). 150AC 150AC **PIPE OVERPASS** The overpass symbol indicates the shallower of the two pipes. **VALVES** 150DAV 250PRV Many different valve types are in use. Valve may be in a pit or have a visible valve cover. There may be no surface indication. Valves may be shallower than the main or offset from it. e.g. A scour valve (SC) may 100SC have a pipe coming away from main pipeline on the opposite side to that indicated on the plan.













GIS SYMBOLS SHEET

EXISTING GAS NETWORK

High Pressure Polyethylene High Pressure City High Pressure ---- Medium Pressure ——— Albany Medium Pressure Medium Low Pressure

---- Low Pressure Not Gassed —— Service

— High Pressure Service

ASSOCIATED INFRASTRUCTURE

Associated Asset

PROPOSED GAS NETWORK

Proposed Main

ABANDONED GAS NETWORK

Abandoned Gas Main Abandoned Gas Main Sold

M Abandoned Valve (AF) Abandoned Fitting

DUCTS AND SLEEVES

____ Duct Horizontal Boring

Road Crossing Concrete Slab

Sleeve

TOPOGRAPHY

·—--— ATCO Easement ——— Fence Building Kerb _____

Water Boundary · Contour Line

Elevation Point

FEATURE LINES

----- Miscellaneous Line Gas Indicator Line Gas Pit DOC 1.2m → Arrow Pointer with Text

VALVES

High Pressure 1+1

High Pressure Service)=(

Main

Service M

Isolation

GATE STATIONS

Gate Station

Pressure Reducing Station

L.P.G. Tank

REGULATOR SETS

Distribution Regulator

Boundary Regulator

TELEMETRY MONITORING DEVICE

 \odot Non Billing Meter

Pressure Monitoring Device

DELIVERY POINTS

Service Point

Meter

Interval Meter

Meter Set

FEATURE POINTS

SC Side Elevation

盔 Obstacle

See Details

NC Not Connected

SV Gas Service

٣ Sign

0LS Offline Service

③ Linked Reference Document

PLS Pre-Laid Service

PLSS Pre-Laid Service Stairs

PLST Pre-Laid Service Tee

Asset ends on Building / BL Property Line

Asset ends on CoD Direction Peg

PROTECTION DEVICES

Test Point

(Ph) Potential Monitoring

6 Odorant Test Point

(E) Earthing ---- Bond Wire

Bond Junction \odot

(R)Rectifier

(IJ) Insulation Joint

(A)Anode

(GB) Ground Bed

Earth with Mitigation

(FS) Foreign Structure Monitoring

(JM) Insulation Joint with Mitigation

FITTINGS

Syphon

Coupling

Expansion Joint

+ Main Cross

Reducer

 \otimes Stopple

+ Flange

Change Node

Thredolet

Tapping Band

0 Bend

(*) Flhow

ers. Monolithic Joint

• End Cap

₫ Tee

-0-Transition

77 Three-Way Tee

 \boxtimes Short Stop

*** Weldolet

• Socket

Spherical Tee \oplus

ă Tapping Tee

Barrier 0

<u>S_0</u> Squeeze Off

FEATURE **POLYGONS**

/General/GIS Symbols Sheet.dgn

Hard Digging



Licence Area



Suburb



Proving Gas Location

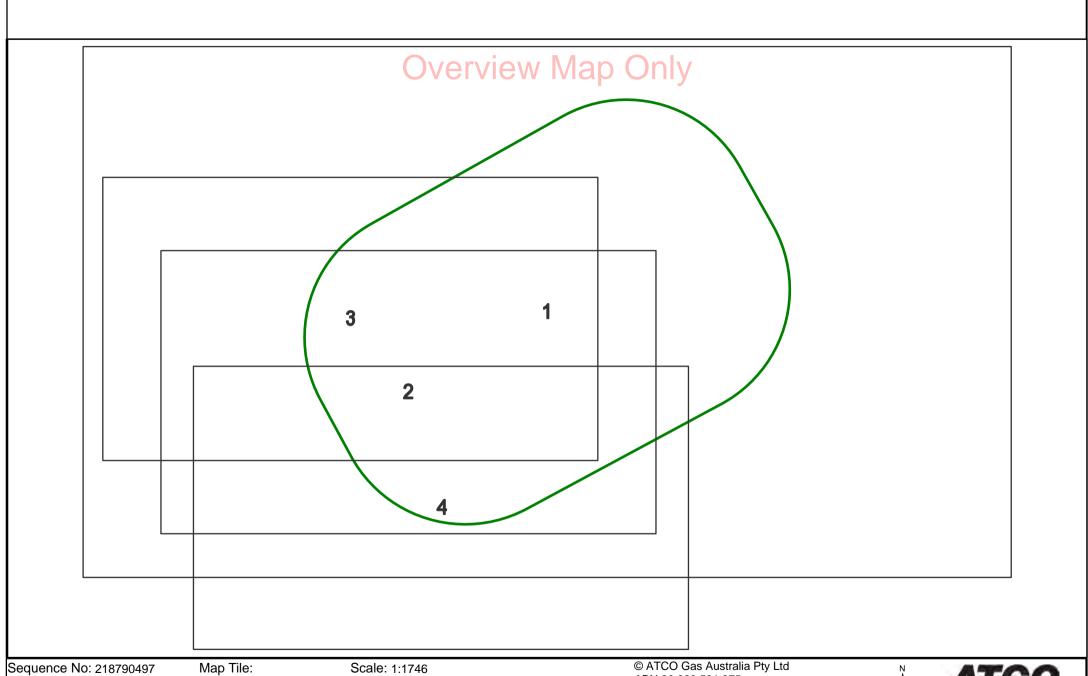


Local Government Authority

AGA-ENG-PR12-FM03 GIS Master Symbol Sheet External

Issue: November 2018

Pressure Upgrade

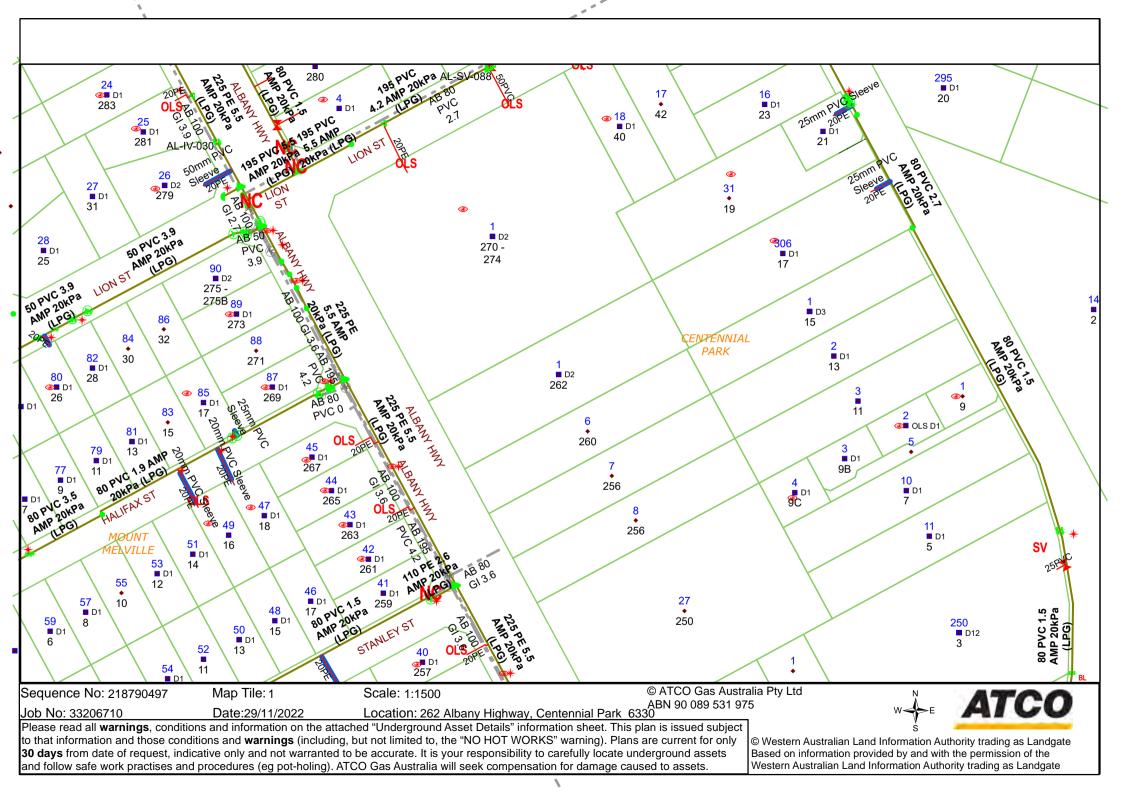


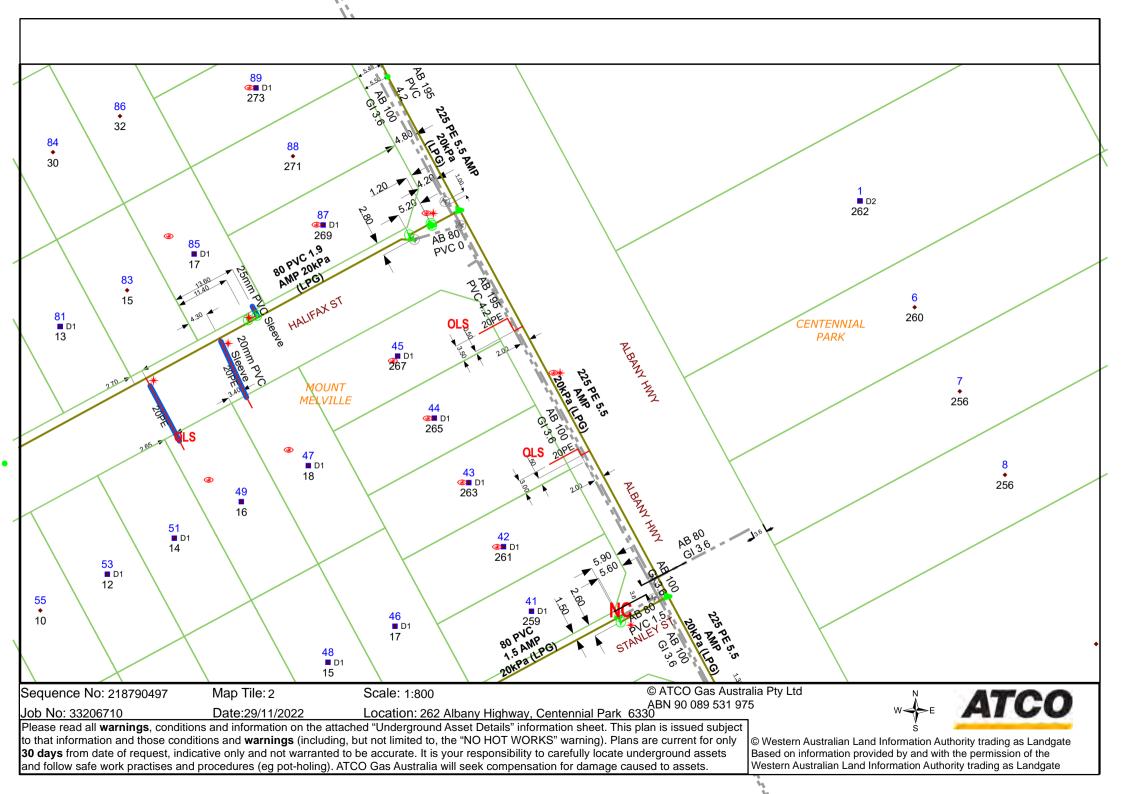
Location: 262 Albany Highway, Centennial Park 6330 Job No: 33206710 Date:29/11/2022

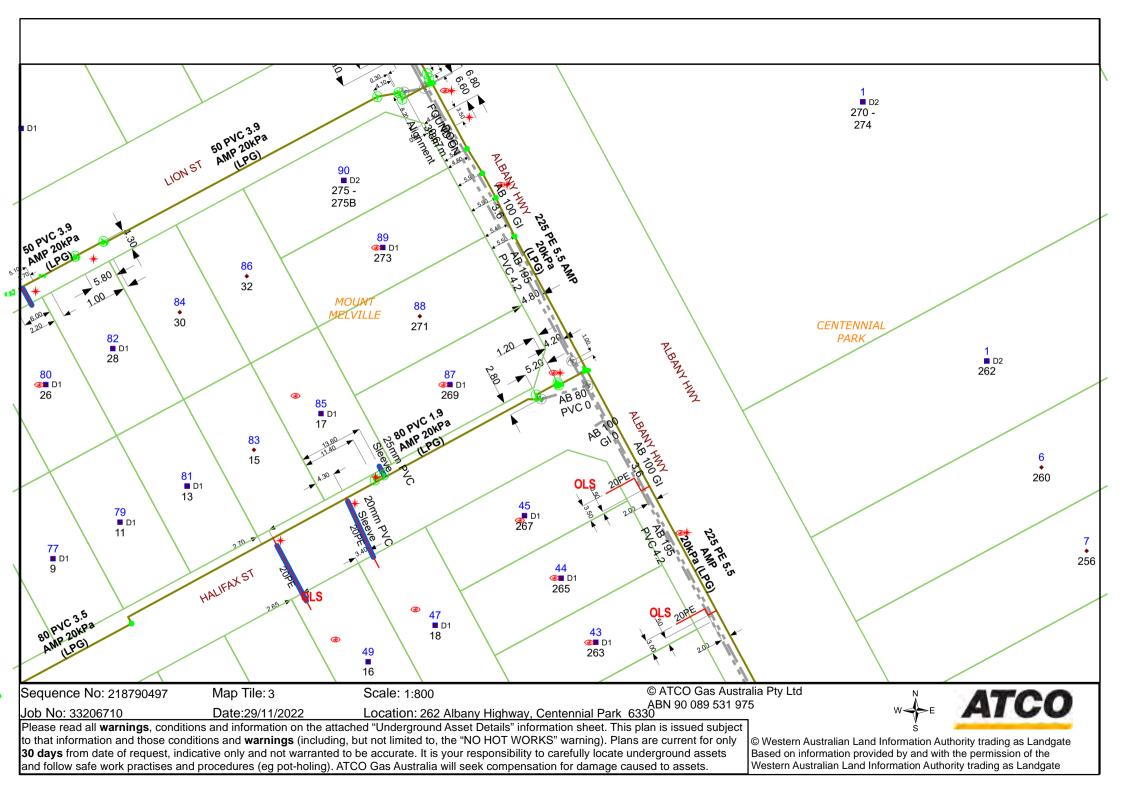
Please read all warnings, conditions and information on the attached "Underground Asset Details" information sheet. This plan is issued subject to that information and those conditions and warnings (including, but not limited to, the "NO HOT WORKS" warning). Plans are current for only 30 days from date of request, indicative only and not warranted to be accurate. It is your responsibility to carefully locate underground assets and follow safe work practises and procedures (eg pot-holing). ATCO Gas Australia will seek compensation for damage caused to assets.

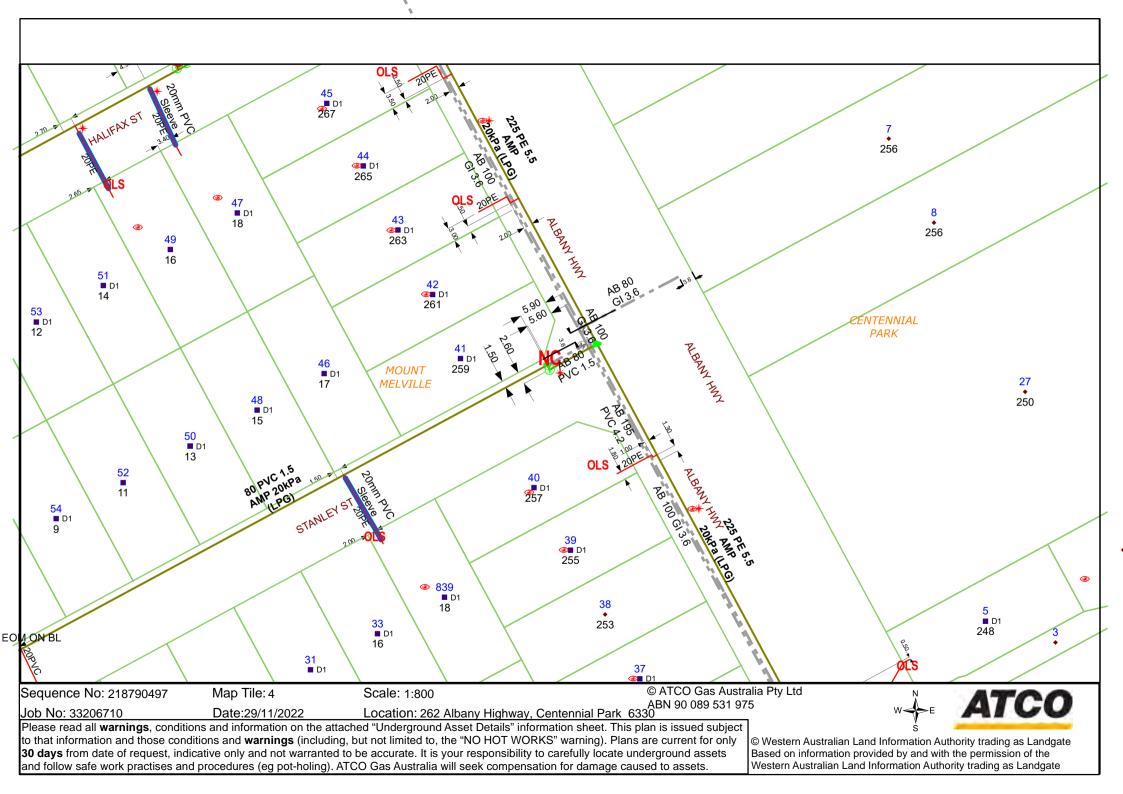


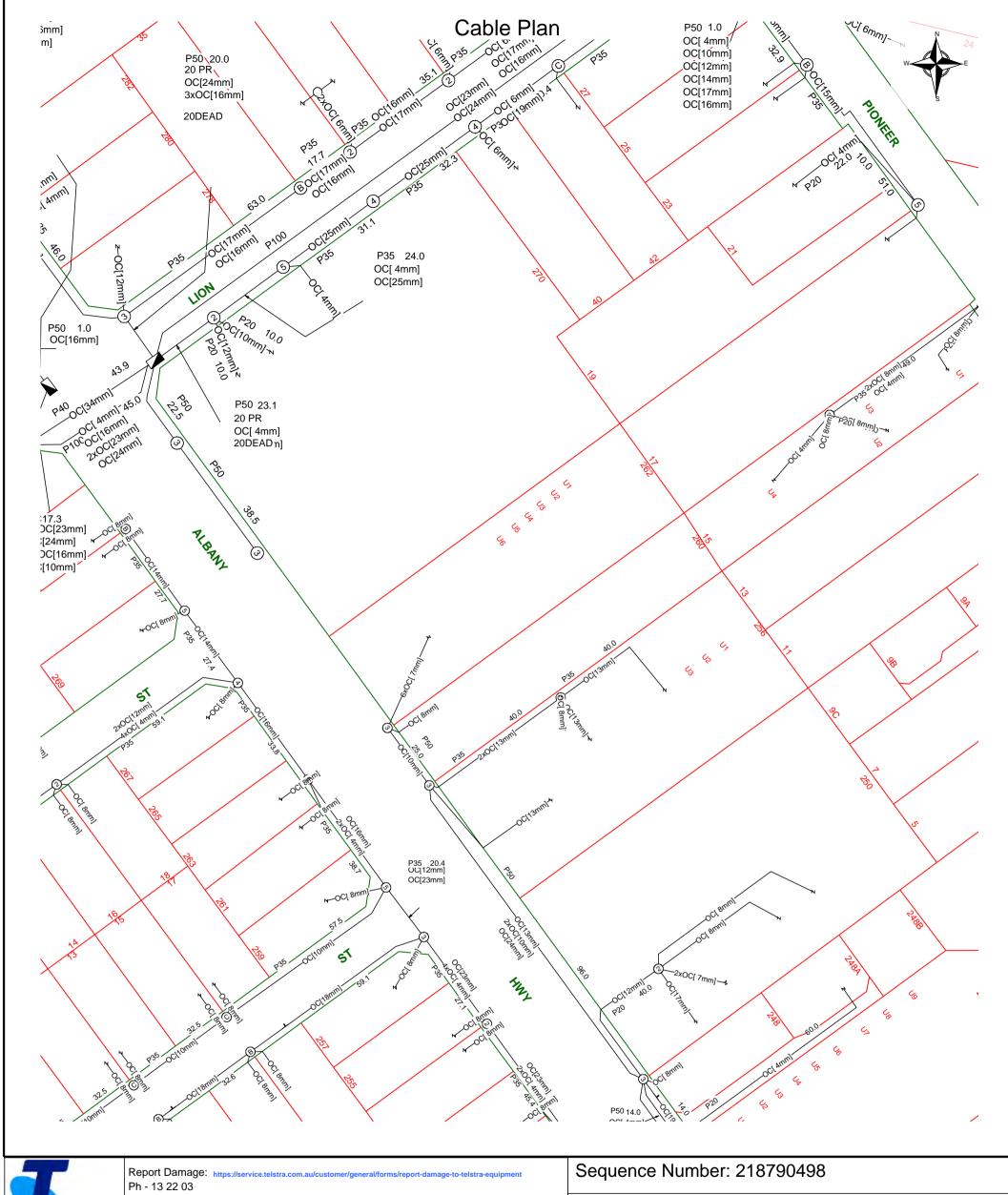
© Western Australian Land Information Authority trading as Landgate Based on information provided by and with the permission of the Western Australian Land Information Authority trading as Landgate











Email - Telstra.Plans@team.telstra.com

Planned Services - ph 1800 653 935 (AEST bus hrs only) General Enquiries

TELSTRA CORPORATION LIMITED A.C.N. 051 775 556

Generated On 29/11/2022 15:05:49

CAUTION: Fibre optic and/ or major network present in plot area. Please read the Duty of Care and contact Telstra Plan Services should you require any assistance.

The above plan must be viewed in conjunction with the Mains Cable Plan on the following page

WARNING

Telstra plans and location information conform to Quality Level "D" of the Australian Standard AS 5488-Classification of Subsurface Utility Information.

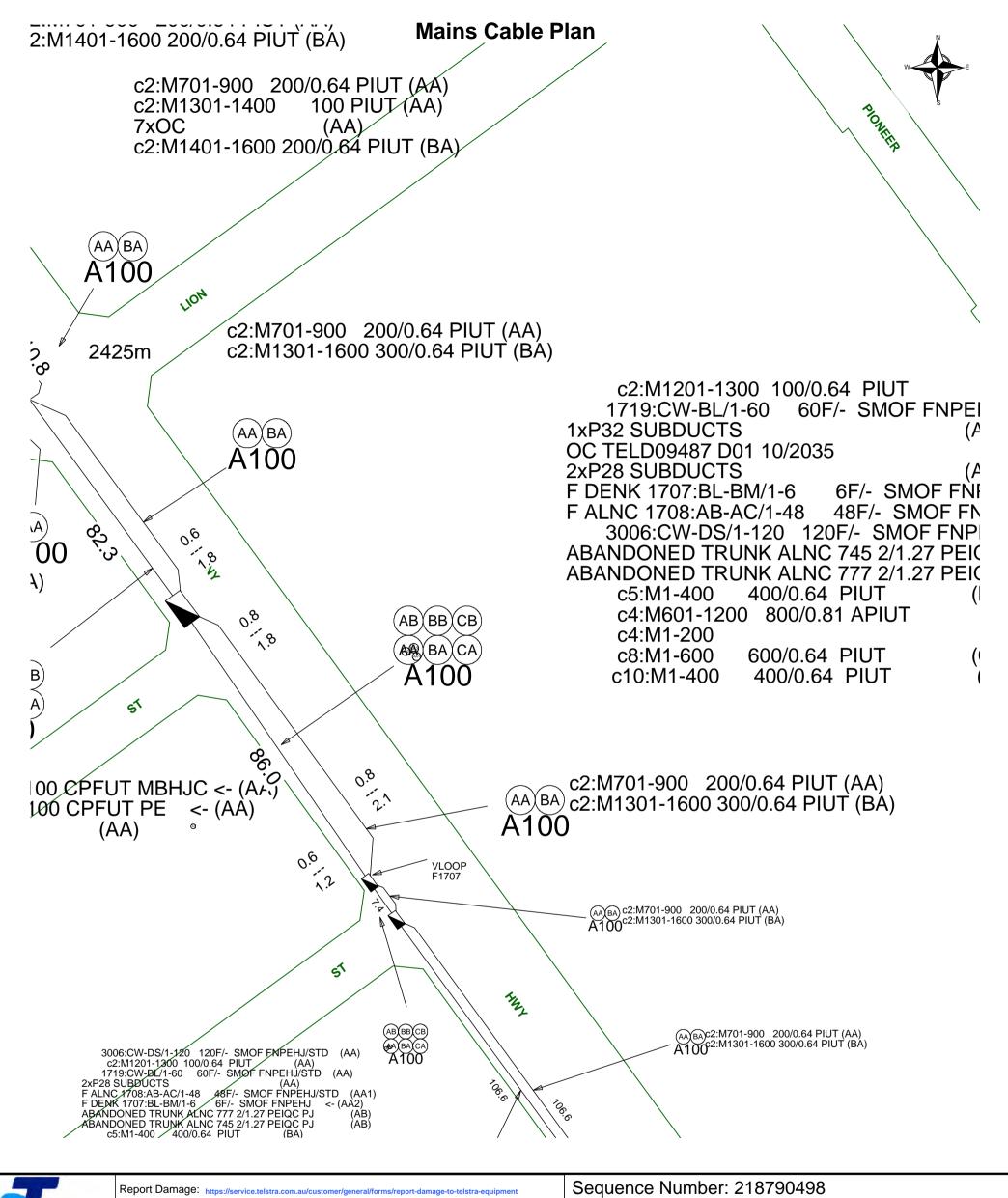
As such, Telstra supplied location information is indicative only. Spatial accuracy is not applicable to Quality Level D.

Refer to AS 5488 for further details. The exact position of Telstra assets can only be validated by physically exposing it. Telstra does not warrant or hold out that its plans are accurate and accepts no responsibility for any inaccuracy.

Further on site investigation is required to validate the exact location of Telstra plant prior to commencing construction work.

A Certified Locating Organisation is an essential part of the process to validate the exact location of Telstra assets and to ensure the asset is protected during construction works.

See the Steps- Telstra Duty of Care that was provided in the email response.





Ph - 13 22 03

Email - Telstra.Plans@team.telstra.com

Planned Services - ph 1800 653 935 (AEST bus hrs only) General Enquiries

TELSTRA CORPORATION LIMITED A.C.N. 051 775 556

Generated On 29/11/2022 15:05:51

CAUTION: Fibre optic and/ or major network present in plot area. Please read the Duty of Care and contact Telstra Plan Services should you require any assistance.

WARNING

Telstra plans and location information conform to Quality Level "D" of the Australian Standard AS 5488-Classification of Subsurface Utility Information.

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A Certified Locating Organisation is an essential part of the process to validate the exact location of Telstra assets and to ensure the asset is protected during construction works.

See the Steps- Telstra Duty of Care that was provided in the email response.



OPENING ELECTRONIC MAP ATTACHMENTS -



Telstra Cable Plans are generated automatically in either PDF or DWF file types dependant on the site address and the size of area selected. You may need to download and install free viewing software from the internet e.g.

PDF Map Files (max size A3)

Adobe Acrobat Reader (http://get.adobe.com/reader/),

DWF Map Files (all sizes over A3)



Autodesk A360 (https://360.autodesk.com/viewer) or

Autodesk Design Review (http://usa.autodesk.com/design-review/) for DWF files. (Windows)



Telstra DBYD map related enquiries

email - Telstra.Plans@team.telstra.com

1800 653 935 (AEST Business Hours only)



REPORT ANY DAMAGE TO THE TELSTRA NETWORK IMMEDIATELY

Report online - https://service.telstra.com.au/customer/general/forms/report-damage- to-telstra-equipment

Ph: 13 22 03

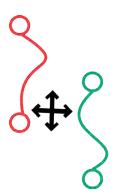
If you receive a message asking for a phone or account number say:

"I don't have one" then say "Report Damage" then press 1 to speak to an operator.



Telstra New Connections / Disconnections

13 22 00



Telstra asset relocation enquiries: 1800 810 443 (AEST business hours only).

NetworkIntegrity@team.telstra.com

https://www.telstra.com.au/consumer-advice/digging-construction

Certified Locating Organisation (CLO)

https://dbydlocator.com/certified-locating-organisation/



DBYDCertification Please refer to attached Accredited Plant Locator.pdf

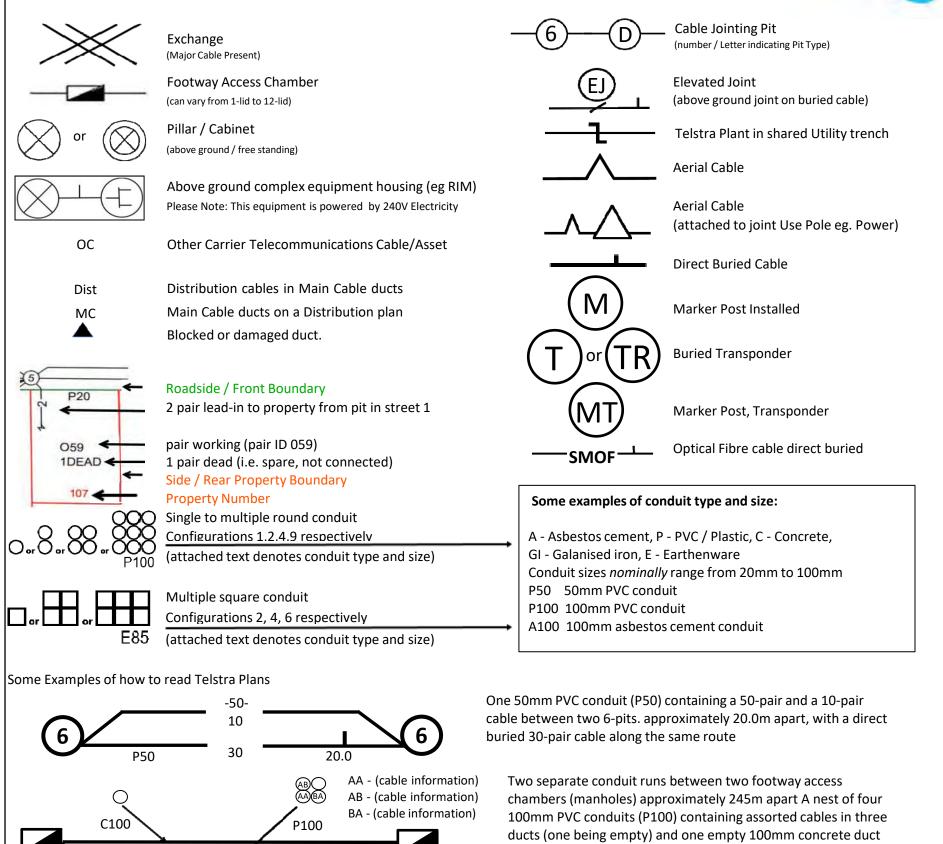


Telstra Smart Communities Information for new developments (developers, builders, homeowners) https://www.telstra.com.au/smart-community

LEGEND



For more info contact a Certified Locating Organisation or Telstra Plan Services 1800 653 935



WARNING: Telstra plans and location information conform to Quality Level 'D' of the Australian Standard AS 5488 - Classification of Subsurface Utility Information. As such, Telstra supplied location information is indicative only. Spatial accuracy is not applicable to Quality Level D. Refer to AS 5488 for further details. Telstra does not warrant or hold out that its plans are accurate and accepts no responsibility for any inaccuracy shown on the plans. FURTHER ON SITE INVESTIGATION IS REQUIRED TO VALIDATE THE EXACT LOCATION OF TELSTRA PLANT PRIOR TO COMMENCING CONSTRUCTION WORK. A plant location service is an essential part of the process to validate the exact location of Telstra assets and to ensure the assets are protected during construction works. The exact position of Telstra assets can only be validated by physically exposing them. Telstra will seek compensation for damages caused to its property and losses caused to Telstra and its customers.

245.0

(C100) along

To: Leanne Dombrowski

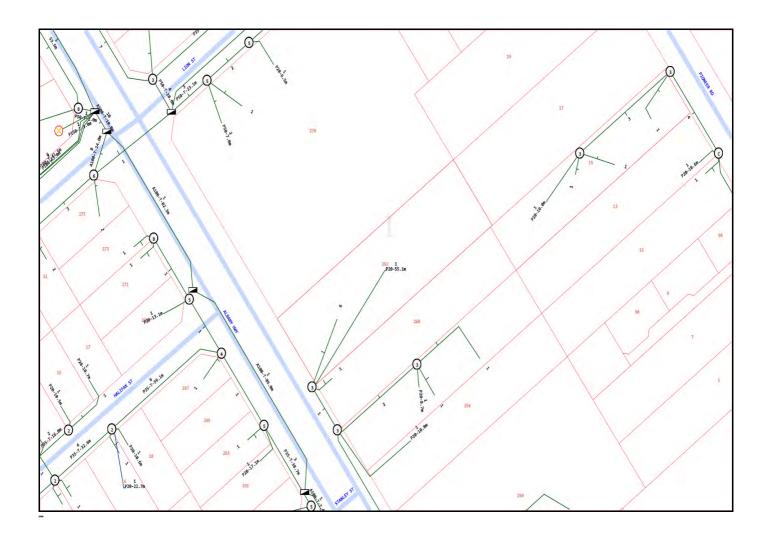
Phone: Not Supplied Fax: Not Supplied

Email: marketing@merrifield.com.au

Dial before you dig Job #:	33206710	DIAL DESCRIP
Sequence #	218790495	YOU DIG
Issue Date:	29/11/2022	www.1100.com.au
Location:	262 Albany Highway , Centennial Park , WA , 6330	WWW.TCO.COM.au

Indicative Plans 1

+	LEGEND nbn (6)
44	Parcel and the location
3	Pit with size "5"
(2E)	Power Pit with size "2E". Valid PIT Size: e.g. 2E, 5E, 6E, 8E, 9E, E, null.
	Manhole
\otimes	Pillar
PO - T- 25.0m P40 - 20.0m	Cable count of trench is 2. One "Other size" PVC conduit (PO) owned by Telstra (-T-), between pits of sizes, "5" and "9" are 25.0m apart. One 40mm PVC conduit (P40) owned by NBN, between pits of sizes, "5" and "9" are 20.0m apart.
3 1 0	2 Direct buried cables between pits of sizes ,"5" and "9" are 10.0m apart.
-00-	Trench containing any INSERVICE/CONSTRUCTED (Copper/RF/Fibre) cables.
<u> </u>	Trench containing only DESIGNED/PLANNED (Copper/RF/Fibre/Power) cables.
-0-0-	Trench containing any INSERVICE/CONSTRUCTED (Power) cables.
BROADWAY ST	Road and the street name "Broadway ST"
Scale	0 20 40 60 Meters 1:2000 1 cm equals 20 m



Emergency Contacts

You must immediately report any damage to the **nbn**[™] network that you are/become aware of. Notification may be by telephone - 1800 626 329.



Precontractual Disclosure Statement to the Buyer

Part A | General Information about strata titles schemes

What you need to know

This information applies to a lot in a strata scheme or survey-strata scheme (scheme), which is subject to the *Strata Titles Act 1985* (the Act). Section 156 of the Act sets out that the seller of a strata lot or survey-strata lot (lot) must give the buyer certain information before the buyer signs the contract of sale.

Instruction for the seller

The seller must give the information incorporated in this document to a buyer <u>before</u> the buyer signs a contract for the sale and purchase of a lot in a scheme. Failure to do so may give the buyer the right to avoid the contract and/or delay the proposed settlement date.

Information for the buyer

The buyer should keep this document including any attachments in a safe place as it contains important information which might be needed at a later date.

It is strongly recommended that the buyer read all the information provided by the seller before signing the contract. The buyer should consider obtaining independent professional legal advice before signing the contract.

There are different rights, restrictions and obligations that apply in relation to a lot in a scheme than those that apply to a 'green title' lot. Those rights, restrictions and obligations can be found in the Act, the *Strata Titles (General) Regulations 2019* (regulations), scheme by-laws, the certificate of title, the strata / survey-strata plan for the lot and, if the scheme is a leasehold scheme, the strata lease for the lot. Your right to deal with the lot and to use the common property is restricted by these, as well as by any resolutions and decisions made by the strata company. You will not be able to build on the lot or make any alterations to (including removal of) a building on the lot without the approval of the strata company, except in certain circumstances.

As an owner of a lot, you will also have a share in any common property in the scheme. You will be a member of the strata company, along with all of the other lot owners, and have a right to participate in managing the scheme.

Each lot owner has to abide by the rules of the strata company, known as by-laws. By-laws can be different for each strata scheme and you should understand which by-laws apply to your scheme. The seller must give you the current by-laws before you sign the contract for sale. A strata company can make, amend or repeal by-laws by voting on them, and registering them with the Registrar of Titles at Landgate within 3 months.

As the owner of a lot, you will be liable to pay a strata levy or contribution to the strata company for expenses including for maintenance, repair and insurance of the common property unless the lot is in a scheme of 2 to 5 lots which may be exempt from these requirements. Be aware that if the unpaid amounts for the lot are not paid by the seller before you complete the purchase (settle), you as the new owner will have to pay the strata company these unpaid amounts.



As part of this disclosure you must receive the strata or survey-strata plan (the plan) which includes the lot you are proposing to buy. This plan will show all of the lots and the common property in the scheme. The common property is all the land within the scheme boundary that is not a lot. In a strata plan each lot is clearly identified, but the common property is not; it is everything that is not a lot. In comparison, in a survey-strata plan common property areas are clearly identified as common property. It is important to understand what is your lot, as you will be responsible for repairing and maintaining it, whereas the strata company will generally be responsible for the common property, unless there are by-laws which set out something different.

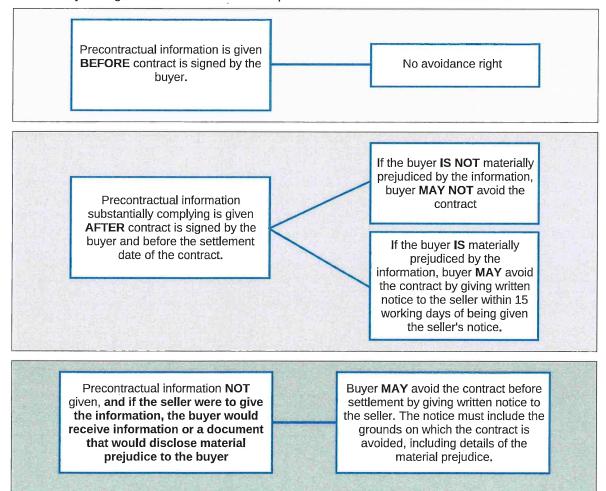
A buyer may consider seeking more information about the lot, the strata company and the strata / survey-strata scheme by asking the seller to provide it, or by making an application to the strata company for more information under section 107 of the Act.

The buyer should consider reading Landgate's publication *A Guide to Strata Titles* as this provides extra information about schemes.

Buyer's avoidance and other rights

Avoidance for failure to give precontractual information to the buyer

The buyer's right to avoid the contract for precontractual information is as follows:





Avoidance rights for notifiable variations

After the buyer has signed the contract, it is possible a particular type of event known as a type 1 or type 2 notifiable variation may occur. If this happens, the seller must provide written notice of the variation to the buyer before the proposed settlement date.

Type 1 and Type 2 notifiable variations are as follows:

Type 1 Notifiable Variation

The area or size of the lot/proposed lot is reduced by 5% or more from the area or size notified to the buyer before the buyer entered into the contract.

- The proportion that the unit entitlement, or a reasonable estimate of the unit entitlement of the lot bears to the sum of the unit entitlements of all the lots is increased/decreased by 5% or more in comparison to that which was notified to the buyer before the buyer entered into the contract.
- Anything relating to a proposal for the termination of the strata titles scheme is served on the seller by the strata company.
- Any other event classified by the regulations as a type 1 notifiable variation.

Type 2 Notifiable Variation

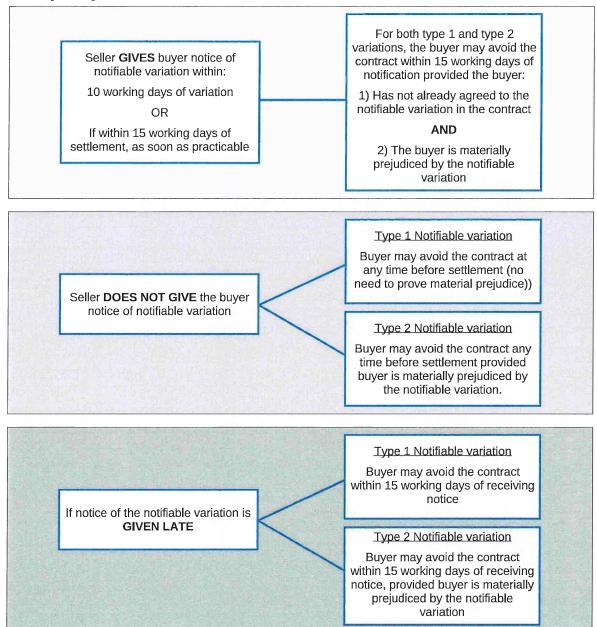
- The current/proposed scheme plan or amendment of the scheme plan for the scheme is modified in a way that affects the lot or the common property (that is not a type 1 notifiable variation).
- The current/proposed schedule of unit entitlements or amendment of the schedule of unit entitlements for the scheme is modified in a way that affects the lot (that is not a type 1 variation).
- The strata company or a scheme developer-
 - (i) enters into a contract for the provision of services or amenities to the strata company or to members of the strata company or a contract that is otherwise likely to affect the rights of the buyer; OR
 - (ii) varies an existing contract of that kind in a way that is likely to affect the rights of the buyer
- The current/proposed scheme by-laws are modified.
- A lease, licence, right or privilege over the common property in the strata titles scheme is granted or varied.
- Any other event classified by the regulations as a type 2 notifiable variation.

See section 161 and 162 of the Act for further details.

Regulation 106 describes when certain notifiable variations are deemed to have occurred.



The buyer's right to avoid the contract for notifiable variations is as follows:



See section 163 of the Act for special protections which apply if the lot has not yet been created by the registration of the scheme or an amendment of the scheme - that is, an 'off the plan' sale.

Buyer's right to postpone settlement

The buyer has a right to postpone settlement date of the contract for the sale and purchase of the lot, by providing written notice to the seller, if the seller has not complied with their obligation to provide pre-contractual information or particulars of a notifiable variation to the buyer. The buyer may postpone settlement date by no more than 15 working days after the latest date that the seller complies with the relevant disclosure requirement.



Disputes about avoidance rights to be heard in the State Administrative Tribunal

If the buyer or seller has a dispute about a right to avoid or whether a seller has provided the notifiable information / notifiable variations as required and within the time required, the buyer and or seller may apply to the State Administrative Tribunal for orders to resolve the dispute.



Precontractual Disclosure Statement to the Buyer Part B | Information specific to the sale of the strata lot

This form sets out the information requirements in section 156 of the Strata Titles Act 1985 (the Act), that the seller must give the buyer. It is the information designated as information specific to the sale of a strata lot, which, if included in the contract, must be included in a prominent position (such as the first page). The term 'lot' includes strata and survey-strata lot.

Personal information

The seller(s)			
Name Teresa Ann TEAL			
Address 4/262 Albany Highway			
Telephone/mobile 0433 147 469	Email tteal17@gmail.com		
Name			
Address			
Telephone/mobile	Email		
Scheme Information	The term 'scheme' includes strata and survey-strata schemes		
Scheme Details			
Scheme name	Albany Colonial Cottages		
Name of the strata company	Owners of Strata Plan 21500		
Address for service of the strata company (taken from scheme notice)	Merrifield Real Estate, PO Box 1, Albany WA 6332		
Name of Strata Manager	Merrifield Real Estate (Selena Taylor)		
Address of Strata Manager	258 York Street, Albany WA 6330		
Telephone/Mobile	08 9841 4022		
Email	strata@merrifield.com.au		
The status of the scheme is: ☐ proposed ☑ registered			
The scheme type is:			
✓ strata			
survey-strata			
The tenure type is ✓ freehold ☐ leasehold			



For leasehold only:	
The scheme has a term of years months days commencing on registration of the scheme	
If there is a registered scheme notice, the expiry day for the leasehold scheme is	
For any attachments, please include the attachment number in the column titled 'Att.' on the right-hand side of this document.	Att.
Scheme Documents (must be attached)	
Schemes created on or after 1/5/2020 must provide a copy of the scheme notice. Schemes created before 1/5/2020 only have to provide a scheme notice if a change of scheme name or address was registered on or after 1 May 2020.	
A copy of the scheme plan showing the exact location and definition of the lot	1
A copy of the scheme by-laws	2
A copy of the scheme by-laws made but not yet registered by the Registrar of Titles at Landgate	
Do the scheme by-laws include staged subdivision by-laws $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	
☐ If yes, they are included with this form	
 If yes, they are not included but a notice concerning staged subdivision by-laws that are spent has been provided 	
A copy of the schedule of unit entitlements showing the unit entitlement of the lot AND sum of unit entitlements of all the lots in the scheme	1
If this is a leasehold lot, a copy of the strata lease for the lot	
Additional comments:	
Minutes (choose one option)	
✓ A copy of the minutes of the most recent annual general meeting and any subsequent extraordinary general meeting(s)	3
☐ A statement that the strata company does not keep minutes of its meetings*	
$\ \square$ A statement of why the seller has been unable to obtain the minutes	
Additional comments:	
Statement of accounts (choose one option)	
$oldsymbol{\checkmark}$ The statement of accounts last prepared by the strata company	4
☐ A statement that the strata company does not prepare a statement of accounts*	
$oxedsymbol{\square}$ A statement of why the seller has been unable to obtain a statement of accounts	
* Note that section 140(1) sets out that 2-lot schemes are not required to keep minutes or statements of account, and section 140(3) provides that 3, 4 and 5-lot schemes are allowed to have a by-law exempting them from these requirements. If this applies to the scheme, write that down in these fields.	
Additional comments:	



Has the seller received a copy of any notice from the strata compar	ıy		
in relation to any current termination proposal for the scheme?	√ no	yes	
If yes, attach a copy.			
Lot information (choose all that apply) This lot is on a registered scheme plan			Att.
☐ This lot has not yet been created			
This lot is a leasehold strata expiring on(being the expiry day of the scheme set out in the scheme notice) Street address of the lot (if known)	_		
4/262 Albany Highway	_		
Lot 4 on scheme plan no. 21500			
(The lot owner will also own a share in the common property of the scheme)		
Voting right restrictions			
Does the contract contain any voting right restriction which has the meaning in regulation 103 of the <i>Strata Titles (General) Regulations</i> 2019? *	s √ no	yes	
If yes, describe the restriction	_		
* A voting right restriction includes if the contract requires the buyer to gran an enduring proxy or power of attorney to the seller.	!		
Exclusive use by-laws			
This lot is a 'special lot', subject to exclusive use by-laws giving exclusive use of an area of common property	✓ no	yes	
If yes, please give details	_		
Strata levy/contributions for the lot (choose one option)			
(Local government rates are payable by the lot owner in addition to the stra	ta levy/con	tributions)	
Contributions that have been determined within the previous 12			
If not determined, estimated contributions for 12 months after pr	-		;
Actual (\$) <u>OR</u> Estimated (the propose			
Administrative fund: \$1,508.33			
Reserve fund: \$166.67			
Other levy (attach details)			
\checkmark Actual \square Estimated total contribution for the lot \$			
Payable \checkmark annually \Box bi-annually \Box quarterly \Box other:		_	
Due dates \$1,675.00 on 04/03/2022 c	n		
on o			
Strata levy/contributions/other debts owing			
If the seller has a debt owed to the strata company, the total amoun	t owing is	Ф	
If the seller has a debt owed to the strata company, the total amount o	-	\$ \$	



Details of who is owed, now the debt arose, date on which it arose and the amount outstanding is attached.
Additional comments:
Scheme developer specific information
Information specific to the sale of a strata lot - only to be completed if the seller of the lot is a scheme developer The scheme developer is defined as: • The registered owner(s) of a lot(s) before it is subdivided by a strata titles scheme
 The registered owner/s of a lot in a staged strata development that is to be subdivided by the registration of an amendment of scheme to which staged subdivision by-laws apply
This part applies where the seller of the lot is a scheme developer in any of the following circumstances:
The scheme has not been registered
The first annual general meeting of the strata company has not been held
The scheme developer owns 50% or more of the lots
 The scheme developer owns lots with an aggregate unit entitlement of 50% or more of the sum of the unit entitlements of all lots in the scheme
Statement of estimated income and expenditure
A statement of the estimated income and expenditure of the strata company for the 12 months after the proposed settlement date is attached.
Additional comments:
Agreements for amenity or service
Are there any current or proposed contracts for the provision of any amenity or service to the proposed strata company/strata company or members of the strata company entered into or arranged by the scheme developer?
If yes, attach details including terms and conditions, the consideration and estimated costs to members of the strata company
Additional comments:
Lease, licence, exclusive right or use and enjoyment or special privilege over common property
Are there any current or proposed leases, licences, right of exclusive use and enjoyment, restricted right of use and enjoyment, or special privilege over common property?
If yes, attach details including terms and conditions.
Additional comments:
Section 79 Disclosure of remuneration and other benefits
Has the scheme developer and/or their associate received or reasonably expects to receive remuneration or other benefit?



¹ Select one.

Is there any other direct and/or their associate ha member of the strata co	as in the contract, leas	interest the scheme developer se or licence other than as a	□ no □ yes
If yes, attach details of a disclosed in accordance	any remuneration, oth with s.79 of the Act,	er benefit and/or pecuniary int including its value.	erest
Additional comments:			
Acknowle	dgement by s	seller and buyer	
 Part A, general info form that is separate Part B, information separate form, or with 	seller and buyer rel ormation about strate from the rest of the c specific to the sale thin the contract in a p	late to the following precon a titles schemes. This information contract; and of a strata lot. This information	ation can be included in a
Statement by the seller(s) / seller's represe	entative	
☐ I / ☐ We¹, hereby certito the buyer before the buyer	· .	rt B of the required precontract t of sale.	ual disclosures were given
Signature Decidique by		_	
Name Teresa Ann TEA	L		
25/11/2022 Date		_	
Signature		- -	
Name		_	
Date		_	
precontractual disclosures by I / We¹ understand the not an offer or a contract to	acknowledge that before I / We¹ nat the disclosures given	I / we¹ received Part A an	eller's representative are
Signature			
Name			
Date			
Signature			
Name			
Date			

STRATA PLAN 21500 ALBANY SUBURBAN LOT 309 PLAN OF CERTIFICATE OF TITLE VOLUME 1304 FOLIO 638 LODGED ... 12.6.91 LOCAL AUTHORITY TOWN OF ALBANY EXAMINED 18.6.91 Q. LOCALITY CENTENNIAL PARK INDEX PLAN CORIMUP 2000 10.06 REGISTERED 8.7.91 Apr. E648360 NAME OF BUILDING ALBANY COLONIAL COTTAGES (IF STRATA PLAN OF SUBDIVISION OR CONSOLIDATION) ADDRESS FOR SERVING OF 262 - 264 ALBANY HWY PURPOSE REGISTRAR OF TITLES LIMITED IN DEPTH TO 609.6 METRES 306 308 6 ALBANY. HARLEY HEDDERWICK & WEBBER PTY LTD HWY LICENSED SURVEYORS
ALBANY BUNBURY E
098 417333 097 219477 BUSSELTON 097 521847 Scale 1:750 DRAWN JBdS 12-4-91 SCHEDULE OF UNIT OFFICE USE ONLY CURRENT Cs. of TITLE CERTIFICATE OF LICENSED VALUER LOT No. UNIT ENTITLEMENT VOL. FOL. I, CHRISTOPHER PETER KING being a Licensed Valuer licensed under the Land Valuers Licensing Act 1978 do hereby certify that the unit entitlement of each Lot, as stated in the schedule bears in relation to the aggregate unit entitlement of all Lots delineated on the strata plan a proportion not greater than 5 per cent more or 5 per cent less than the proportion that the parts in the aggregate conital value of all the Lots. 1 100 1908-292 100 19.08-293 100 1908-294 that Lot bears to the aggregate capital value of all the Lots delineated on the plan. 100 1908-295 100 1908-296 100 1908-297 16 April 1991 Date Signed AGGREGATE 600 E66747/1/89-2M-S/7652

8746

C A 3

STRATA PLAN No.

21500

DESCRIPTION OF PARCEL AND BUILDING

PARCEL

ALBANY SUBURBAN LOT 309

BUILDINGS

SIX RESIDENTIAL UNITS CONSTRUCTED OF BRICK VENEER WALLS WITH IRON ROOF

CERTIFICATE OF SURVEYOR

ALAN STEPHEN CARTER ., being a licensed surveyor registered under the Licensed Surveyors Act 1909, as amended, hereby certify that:-

- (a) each lot that is not wholly within a building shown on the plan is within the external surface boundaries of the parcel; and either
- (b) each building referred to above is within the external surface boundaries of the parcel; or
- (c) in a case where a part of a wall or building, or material attached thereto, encroaches beyond the external surface boundaries of the parcel-
 - (i) all lots shown on the plan are within the external surface boundaries of the parcel;
 - (ii) the plan clearly indicates the existence of the encroachment and its nature and extent;
 - (iii) where the encroachment is not on to a public road, street or way, that an appropriate easement has been granted and registered as an appurtenance of the parcel.

4-91

Delete whichever is inapplicable

alon Carten

Licensed Surveyor

CERTIFICATE OF LOCAL AUTHORITY

THE COUNCIL OF THE TOWN OF ALBANY

..., the local authority hereby

certifies that-

- (1) (a) the building and the parcel referred to above has been inspected and that it is consistent with the building plans and specifications in respect of the building thereof that have been approved by the local authority; or
 - (b) the building has been inspected and the modification is consistent with the approved building plans and specifications relating to the modification;
- (2) the building, in the opinion of the local authority, is of sufficient standard and suitable to be divided into lots pursuant to the Strata Titles Act 1985;
- (3) where a part of a wall or building or material attached thereto external surface boundaries of the parcel on to a public road, street or way the Local authority is of the opinion that retention of the encroachment in its existing state will not endanger public safety or unreasonably interfere with the amenity of the neighbourhood and the local authority does not object to the encroachment;
- (4) (a) any conditions imposed by the State Planning Commission have been complied with;
 - (b) the within strata scheme is exempt from the requirement of approval by the State Planning Commission.
 - (a) any conditions imposed by the State Planning Commission have been complied with;

191

Date

Delete whichever is inapplicable

Town/Shire Clerk Delegated Office

er M.G.Ou

E76327/6/90-2M-S/7654

HILL ALE

C A 7

STRATA PLAN No.

21500

STRATA TITLES ACT 1985

CERTIFICATE OF APPROVAL BY STATE PLANNING COMMISSION TO A STRATA PLAN

It is hereby certified that the approval of the State Planning Commission has been granted pursuant to the provisions of abovementioned Act to:

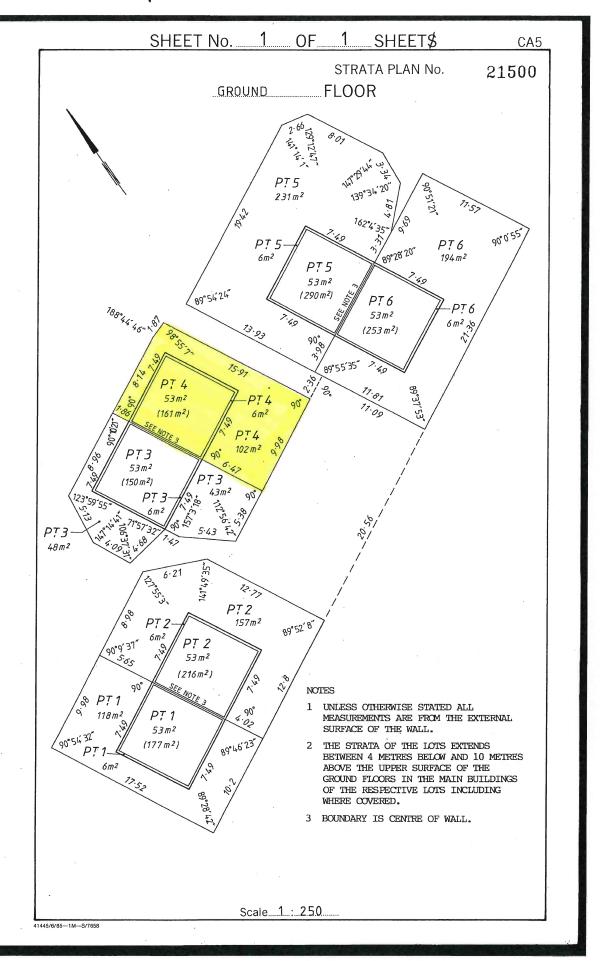
* (i)	the Strata Plan submitt	ted on 6 May	1991
			and relating to the property described .
(ii) –		rision of the proper	ty described below into lots on a Strata
Property De	escription:	Location(s) Town Local Authority	Albany Sub Lot 309 - Albany District Albany Terence JACKMAN Anna Angelina JACKMAN

For Chairman, STATE PLANNING COMMISSION

Date(*To be deleted as appropriate)

46679/4/86—1 500—S/766





SIGNATURE OF REGISTRAR of TITLES REGISTRAR OF TITLES CANCELLATION REGIST'D INSTRUMENT NATURE | NUMBER NOTE: ENTRIES RULED THROUGH AND AUTHENTICATED BY THE SIGNATURE OF THE REGISTRAR OF TITLES ARE CANCELLED SIGNATURE OF REGISTRAR of TITLES SCHEDULE OF REGISTERED PROPRIETORS SCHEDULE OF ENCUMBRANCES, ETC. 21500 REGIST'D 14,3,1969 25.9.91 The right to enter upon the portion of the within land marked 'A' on OF STRATA PLAN No. purpose of exercising certain the map in the margin for the water rights as set out in the said Transfer REGISTERED PROPRIETOR Notification of change of by-laws **PARTICULARS** is granted to Town of Albany. ANNEXURE NUMBER A143040 E709497 INSTRUMENT Notification NATURE TRANSFER







STRATA TITLES ACT 1985

SCHEDULES

SCHEDULE 1 & SCHEDULE 2 (s39)

Schedule 1 - Governance by-laws

[Heading inserted by No. 30 of 2018 s. 86.]

[Part I heading deleted by No. 58 of 1995 s. 87(1).]

1. Duties of owner

- (1) The owner of a lot must
 - (a) immediately carry out all work that may be ordered under a written law in respect of the lot other than such work as may be for the benefit of the building generally and pay all rates, taxes, charges, outgoings and assessments that may be payable in respect of the lot;
 - (b) maintain and repair the lot, and keep it in a state of good condition, reasonable wear and tear, and damage by fire, storm, tempest or act of God excepted.
- (1A) The owner of a lot must -
 - (a) notify in writing the strata company immediately on becoming the owner of the lot, including in the notice the owner's address for service for the purposes of this Act; and
 - (b) if required in writing by the strata company, notify the strata company of any mortgage or other dealing in connection with the lot, including in the case of a lease of a lot, the name of the lessee and the term of the lease.

[Clause 1 amended by No. 58 of 1995 s. 87(2); No. 14 of 1996 s. 4; No. 74 of 2003 s. 112(15); No. 30 of 2018 s. 87.]

[2. Deleted by No. 30 of 2018 s. 88.]

3. Power of strata company regarding submeters

- (1) If the supply of gas or electricity to a lot is regulated by means of a submeter, the strata company may require the owner or occupier of the lot to pay the strata company by way of security for the payment of charges arising through the submeter an amount not exceeding \$200 and, if any amount so paid is applied by the strata company under sub-bylaw (3), to pay such further amount or amounts by way of such security as may be necessary to maintain the amount of the security as, subject to this sub-bylaw, the strata company may require.
- (2) The strata company must lodge every sum received under this by-law to the credit of an interest-bearing ADI account and all interest accruing in respect of amounts so received must, subject to this by-law, be held on trust for the owner or occupier who made the payment.
- (3) If the owner or occupier of a lot in respect of which a submeter is used for the supply of gas or electricity refuses or fails to pay any charges due for the supply of gas or electricity to that lot, the strata company may apply in payment of those charges all, or such part as is necessary, of any amount paid to the strata company by that owner or occupier under this by-law, including any interest that may have accrued in respect of that amount.
- (4) If a person who has paid an amount under this by-law to a strata company satisfies the strata company that the person is no longer the owner or occupier of a lot and that the strata company no longer has any liability or contingent liability for the supply of gas or electricity to that lot during the period when that person was an owner or occupier of the lot, the strata company must refund to that person the amount then held on the person's behalf under this by-law.

[Clause 3 amended by No. 26 of 1999 s. 104; No. 74 of 2003 s. 112(16); No. 30 of 2018 s. 89.]

4. Constitution of council

- (1) The powers and duties of the strata company must, subject to any restriction imposed or direction given at a general meeting, be exercised and performed by the council of the strata company and a meeting of the council at which a quorum is present is competent to exercise all or any of the authorities, functions or powers of the council.
- (2) Until the first annual general meeting of the strata company, the owners of all the lots constitute the council.

ATTOCHMENT 2 p. 2 OF 7





- (3) If there are not more than 3 lots in the scheme, the council consists of all of the owners of the lots and, if there are more than 3 lots in the scheme, the council consists of not less than 3 nor more than 7 of the owners of the lots, as is determined by the strata company.
- (4) If there are more than 3 lots in the scheme, the members of the council must be elected at each annual general meeting of the strata company or, if the number of lots in the scheme increases to more than 3, at an extraordinary general meeting convened for the purpose.
- (6) If there are co-owners of a lot, 1 only of the co-owners is eligible to be, or to be elected to be, a member of the council and the co-owner who is so eligible must be nominated by the co-owners, but, if the co-owners fail to agree on a nominee, the co-owner who owns the largest share of the lot is the nominee or, if there is no co-owner who owns the largest share of the lot, the co-owner whose name appears first in the certificate of title for the lot is the nominee.
- (8) Except if the council consists of all the owners of lots in the scheme, the strata company may by special resolution remove any member of the council before the expiration of the member's term of office.
- (9) A member of the council vacates office as a member of the council
 - (a) if the member dies or ceases to be an owner or co-owner of a lot; or
 - (b) on receipt by the strata company of a written notice of the member's resignation from the office of member; or
 - (c) at the conclusion of an annual general meeting of the strata company at which an election of members of the council takes place and at which the member is not elected or re-elected; or
 - (d) in a case where the member is a member of the council by reason of there being not more than 3 owners of lots in the scheme, on an election of members of the council (as a result of there being an increase in the number of owners to more than 3) at which the member is not elected; or
 - (e) if the member is removed from office under sub-bylaw (8); or
 - (f) if the Tribunal orders that the member's appointment is revoked and the member is removed from office.
- (10) The remaining members of the council may appoint a person eligible for election to the council to fill a vacancy in the office of a member of the council, other than a vacancy arising under sub-bylaw (9)(c) or (d), and any person so appointed holds office, subject to this by-law, for the balance of the predecessor's term of office.
 - Note for this sub-bylaw: By-law 6(3A) provides for the filling of vacancies in the offices of chairperson, secretary and treasurer.
- (11) Except if 1 person is the owner of all of the lots in the scheme, a quorum of the council is 2 if the council consists of 3 or 4 members; 3, if it consists of 5 or 6 members; and 4, if it consists of 7 members.
- (12) The continuing members of the council may act even if there is a vacancy in the council, but so long as the number of members is reduced below the number fixed by these by-laws as the quorum of the council, the continuing members or member of the council may act for the purpose of increasing the number of members of the council or convening a general meeting of the strata company, but for no other purpose.
- (13) All acts done in good faith by the council, even if it is afterwards discovered that there was some defect in the appointment or continuance in office of any member of the council, are as valid as if that member had been duly appointed or had duly continued in office.

[Clause 4 amended by No. 30 of 2018 s. 90.]

5. Election of council at general meeting

The procedure for nomination and election of members of a council must be in accordance with the following rules –

- (1) The meeting must determine, in accordance with the requirements of by-law 4(3) the number of persons of whom the council is to consist.
- (2) The chairperson must call on those persons who are present at the meeting in person or by proxy and entitled to nominate candidates to nominate candidates for election to the council.
- (3) A nomination is ineffective unless supported by the consent of the nominee to the nomination, given
 - (a) in writing, and furnished to the chairperson at the meeting; or
 - (b) orally by a nominee who is present at the meeting in person or by proxy.

Attachment 2 p. 30-7





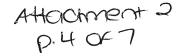


- (4) When no further nominations are forthcoming, the chairperson
 - (a) if the number of candidates equals the number of members of the council determined in accordance with the requirements of by-law 4(3), must declare those candidates to be elected as members of the council;
 - (b) if the number of candidates exceeds the number of members of the council as so determined, must direct that a ballot be held.
- (5) If a ballot is to be held, the chairperson must -
 - (a) announce the names of the candidates; and
 - (b) cause to be furnished to each person entitled to vote and present in person or by proxy, a blank form in respect of each lot in respect of which the person is entitled to vote for use as a ballot form.
- (6) A person who is entitled to vote must complete a valid ballot form by
 - (a) writing on the form the names of candidates, equal in number to the number of members of the council so that no name is repeated; and
 - (b) indicating on the form the number of each lot in respect of which the person's vote is cast and whether the person so votes as owner or first mortgagee of each such lot or as proxy of the owner or first mortgagee; and
 - (c) signing the ballot form; and
 - (d) returning it to the chairperson.
- (7) The chairperson, or a person appointed by the chairperson, must count the votes recorded on valid ballot forms in favour of each candidate.
- (8) Subject to sub-bylaw (9), candidates, being equal in number to the number of members of the council determined in accordance with by-law 4(3), who receive the highest numbers (in terms of lots or unit entitlements as required under the *Strata Titles Act 1985* section 122) of votes are to be declared elected to the council.
- (9) If the number (in terms of lots or unit entitlements as required under the *Strata Titles Act 1985* section 122) of votes recorded in favour of any candidate is the lowest of the numbers of votes referred to in sub-bylaw (8) and
 - (a) that number equals the number of votes recorded in favour of any other candidate; and
 - (b) if each of those candidates were to be declared elected the number of persons elected would exceed the number of persons required to be elected, as between those candidates, the election must be decided by a show of hands of those entitled to vote and present in person or by proxy.

[Clause 5 amended by No. 74 of 2003 s. 112(17)-(19); No. 30 of 2018 s. 91.]

6. Chairperson, secretary and treasurer of council

- (1) The members of a council must, at the first meeting of the council after they assume office as such members, appoint a chairperson, a secretary and a treasurer of the council.
- (2) A person
 - (a) must not be appointed to an office referred to in sub-bylaw (1) unless the person is a member of the council; and
 - (b) may be appointed to 1 or more of those offices.
- (3) A person appointed to an office referred to in sub-bylaw (1) holds office until the first of the following events happens
 - (a) the person ceases to be a member of the council under by-law 4(9);
 - (b) receipt by the strata company of a written notice of the person's resignation from that office;
 - (c) another person is appointed by the council to hold that office.
- (3A) The remaining members of the council must appoint a member of the council to fill a vacancy in an office referred to in sub-bylaw (1), other than a vacancy arising under by-law 4(9)(c) or (d), and any person so appointed holds office, subject to this by-law, for the balance of the predecessor's term of office.





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(4) The chairperson is to preside at all meetings of the council but, if the chairperson is absent from, or is unwilling or unable to preside at, a meeting, the members of the council present at that meeting can appoint 1 of their number to preside at that meeting during the absence of the chairperson.

[Clause 6 amended by No. 30 of 2018 s. 92.]

7. Chairperson, secretary and treasurer of strata company

- (1) Subject to sub-bylaw (2), the chairperson, secretary and treasurer of the council are also respectively the chairperson, secretary and treasurer of the strata company.
- (2) A strata company may at a general meeting authorise a person who is not an owner of a lot to act as the chairperson of the strata company for the purposes of that meeting.
- (3) A person appointed under sub-bylaw (2) may act until the end of the meeting for which the person was appointed to act.

[Clause 7 inserted by No. 58 of 1995 s. 87(3); amended by No. 74 of 2003 s. 112(20); No. 30 of 2018 s. 93.]

8. Meetings of council

- (1) At meetings of the council, all matters must be determined by a simple majority vote.
- (2) The council may -
 - (a) meet together for the conduct of business and adjourn and otherwise regulate its meetings as it thinks fit, but the council must meet when any member of the council gives to the other members not less than 7 days' notice of a meeting proposed by the member specifying in the notice the reason for calling the meeting; or
 - (b) employ or engage, on behalf of the strata company, any person as it thinks is necessary to provide any goods, amenity or service to the strata company; or (c) subject to any restriction imposed or direction given at a general meeting of the strata company, delegate to 1 or more of its members such of its powers and duties as it thinks fit, and at any time revoke the delegation.
- (3) A member of a council may appoint an owner of a lot, or an individual authorised under the *Strata Titles Act 1985* section 136 by a corporation which is the owner of a lot, to act in the member's place as a member of the council at any meeting of the council.
- (4) An owner of a lot or individual may be appointed under sub-bylaw (3) whether or not that person is a member of the council.
- (5) If a person appointed under sub-bylaw (3) is a member of the council the person may, at any meeting of the council, separately vote in the person's capacity as a member and on behalf of the member in whose place the person has been appointed to act.

[Clause 8 amended by No. 30 of 2018 s. 94.]

9. Powers and duties of secretary of strata company

The powers and duties of the secretary of a strata company include -

- (a) the preparation and distribution of minutes of meetings of the strata company and the submission of a motion for confirmation of the minutes of any meeting of the strata company at the next such meeting; and
- (b) the giving on behalf of the strata company and of the council of the notices required to be given under the Act; and
- (c) the supply of information on behalf of the strata company in accordance with the *Strata Titles Act 1985* sections 108 and 109; and
- (d) the answering of communications addressed to the strata company; and
- (e) the calling of nominations of candidates for election as members of the council; and
- (f) subject to the *Strata Titles Act 1985* sections 127, 128, 129, 200(2)(f) and
- (g) the convening of meetings of the strata company and of the council.

[Clause 9 amended by No. 30 of 2018 s. 95.]

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10. Powers and duties of treasurer of strata company

The powers and duties of the treasurer of a strata company include -

- (a) the notifying of owners of lots of any contributions levied under the Strata Titles Act 1985; and
- (b) the receipt, acknowledgment and banking of and the accounting for any money paid to the strata company; and
- (c) the preparation of any certificate applied for under the Strata Titles Act 1985 section 110; and
- (d) the keeping of the records of account referred to in the *Strata Titles Act 1985* section 101 and the preparation of the statement of accounts referred to in the *Strata Titles Act 1985* section 101.

[Clause 10 amended by No. 30 of 2018 s. 96.]

[11-15. Deleted by No. 30 of 2018 s. 97.]

Schedule 2 - Conduct by-laws

[Heading inserted by No. 30 of 2018 s. 98.]

1. Vehicles and parking

- (1) An owner or occupier of a lot must take all reasonable steps to ensure that the owner's or occupier's visitors comply with the scheme by-laws relating to the parking of motor vehicles.
- (2) An owner or occupier of a lot must not park or stand any motor or other vehicle on common property except with the written approval of the strata company.

[Clause 1 inserted by No. 30 of 2018 s. 99.]

2. Use of common property

An owner or occupier of a lot must -

- (a) use and enjoy the common property in such a manner as not unreasonably to interfere with the use and enjoyment of the common property by other owners or occupiers of lots or of their visitors; and
- (b) not use the lot or permit it to be used in such manner or for such purpose as causes a nuisance to an occupier of another lot (whether an owner or not) or the family of such an occupier; and
- (c) take all reasonable steps to ensure that the owner's or occupier's visitors do not behave in a manner likely to interfere with the peaceful enjoyment of an owner or occupier of another lot or of a person lawfully using common property; and
- (d) not obstruct lawful use of common property by any person.

[Clause 2 inserted by No. 30 of 2018 s. 100.]

3. Damage to lawns etc. on common property

Except with the approval of the strata company, an owner or occupier of a lot must not –

- (a) damage any lawn, garden, tree, shrub, plant or flower on common property; or
- (b) use any portion of the common property for the owner's or occupier's own purposes as a garden.

[Clause 3 amended by No. 30 of 2018 s. 101.]

4. Behaviour of owners and occupiers

An owner or occupier of a lot must be adequately clothed when on common property and must not use language or behave in a manner likely to cause offence or embarrassment to an owner or occupier of another lot or to any person lawfully using common property.

[Clause 4 amended by No. 30 of 2018 s. 102.]

[5. Deleted by No. 30 of 2018 s. 103.]

ATTACHMENT 2 P 6 OF 7



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6. Depositing rubbish etc. on common property

An owner or occupier of a lot must not deposit or throw on that lot or any other lot or the common property any rubbish, dirt, dust or other material likely to interfere with the peaceful enjoyment of an owner or occupier of another lot or of any person lawfully using the common property.

[Clause 6 amended by No. 58 of 1995 s. 88(2); No. 30 of 2018 s. 104.]

7. Drying of laundry items and signage

An owner or occupier of a lot must not, except with the consent in writing of the strata company –

- (a) hang any washing, towel, bedding, clothing or other article on any part of the parcel in such a way as to be visible from outside the building, other than for a reasonable period on any lines provided by the strata company for the purpose; or
- (b) display any sign, advertisement, placard, banner, pamphlet or like matter on any part of their lot in such a way as to be visible from outside the building.

[Clause 7 amended No. 30 of 2018 s. 105.] [Former By-law 8 repealed by No. 58 of 1995 s. 88(3).]

8. Storage of inflammable liquids etc.

An owner or occupier of a lot must not, except with the written approval of the strata company, use or store on the lot or on the common property any inflammable chemical, liquid or gas or other inflammable material, other than chemicals, liquids, gases or other materials used or intended to be used for domestic purposes, or any such chemical, liquid, gas or other material in a fuel tank of a motor vehicle or internal combustion engine.

[Clause 8, formerly by-law 9, renumbered as by-law 8 by No. 58 of 1995 s. 88(4); amended by No. 30 of 2018 s. 106.]

9. Moving furniture etc. on or through common property

An owner or occupier of a lot must not transport any furniture or large object through or on common property within the building unless that person has first given to the council sufficient notice of their intention to do so to enable the council to arrange for its nominee to be present at the time when that person does so.

[Clause 9, formerly by-law 10, renumbered as by-law 9 by No. 58 of 1995 s. 88(4); amended by No. 30 of 2018 s. 107.]

10. Floor coverings

An owner of a lot must ensure that all floor space within the lot (other than that comprising kitchen, laundry, lavatory or bathroom) is covered or otherwise treated to an extent sufficient to prevent the transmission therefrom of noise likely to disturb the peaceful enjoyment of an owner or occupier of another lot.

[Clause 10, formerly by-law 11, renumbered as by-law 10 by No. 58 of 1995 s. 88(4); amended by No. 30 of 2018 s. 108.]

11. Garbage disposal

An owner or occupier of a lot must -

- (a) maintain within their lot, or on such part of the common property as may be authorised by the strata company, in clean and dry condition and adequately covered, a receptacle for garbage;
- (b) comply with all local laws relating to the disposal of garbage; (c) ensure that the health, hygiene and comfort of an owner or occupier of any other lot is not adversely affected by their disposal of garbage.

[Clause 11, formerly by-law 12, renumbered as by-law 11 by No. 58 of 1995 s. 88(4); amended by No. 57 of 1997 s. 115(5); No. 30 of 2018 s. 109.]

12. Additional duties of owners and occupiers

An owner or occupier of a lot must not -

- (a) use the lot for a purpose that may be illegal or injurious to the reputation of the building; or
- (b) make undue noise in or about the lot or common property; or
- (c) keep animals on the lot or the common property after notice in that behalf given to that person by the council.

[Clause 12 inserted by No. 58 of 1995 s. 88(5); amended by No. 74 of 2003 s. 112(22); No. 30 of 2018 s. 110.]

Attachment 2 p. 7057





13. Notice of alteration to lot

An owner of a lot must not alter or permit the alteration of the structure of the lot except as may be permitted and provided for under the Act and the by-laws and in any event must not alter the structure of the lot without giving to the strata company, not later than 14 days before commencement of the alteration, a written notice describing the proposed alteration.

[Clause 13 inserted by No. 58 of 1995 s. 88(5); amended by No. 30 of 2018 s. 111.]

14. Appearance of lot

An owner or occupier of a lot must not, without the written consent of the strata company, maintain within the lot anything visible from outside the lot that, viewed from outside the lot, is not in keeping with the rest of the building.

[Clause 14 inserted by No. 58 of 1995 s. 88(5); amended by No. 30 of 2018 s. 112.]

15. Decoration of, and affixing items to, inner surface of lot

An owner or occupier of a lot must not, without the written consent of the strata company, paint, wallpaper or otherwise decorate a structure which forms the inner surface of the boundary of the lot or affix locking devices, flyscreens, furnishings, furniture, carpets and other similar things to that surface, if that action will unreasonably damage the common property.

[Clause 15 inserted by No. 30 of 2018 s. 113.]

P-10F4



258 York Street PO Box 5001 Albany WA 6332 (08) 9841 4022 admin@merrifield.com.au www.merrifield.com.au

MINUTES OF AN ANNUAL GENERAL MEETING THE OWNERS - STRATA PLAN 21500

ADDRESS OF THE STRATA SCHEME:

Albany Colonial Cottages

Albany Colonial Cottages, 262 Albany Highway, Centennial Park WA 6330

DATE, PLACE & TIME OF MEETING: An Annual General Meeting of The Owners - Strata Plan 21500 was held on 04/02/2022 at Merrifield Real Estate, 258 York Street, Albany and commenced at 10:00 AM.

PRESENT:

Lot#	Unit #	Attendance	Owner Name Representative
1	1	Apology	Sloan, David & Cristy Chairperson
4	4	Apology	Teal, Teresa Val Zyla/Chairperson

CHAIRPERSON (acting): Selena Taylor

Minutes of the meeting:

1 Appointment of Chairperson for the Meeting

Resolved that Selena Taylor be authorised to act as Chairman of the strata company for the purposes of the meeting. Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for D Sloan.

2 Confirmation of Previous Minutes

Resolved that the previously circulated minutes of the General Meeting held on 05/02/2021 be verified as a true record of those proceedings.

Business arising from the previous minutes:

Nil

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for C Sloan.

3 Consideration of Statement of Accounts

Resolved that the Statement of accounts for the period ended 31/12/2021 be adopted as presented. Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for K Yu Hui.

4 Constitution of the Council

Resolved the motion that the Council of Owners of the Strata Company consist of three proprietors was **not moved.** It was resolved that all owners be on the Council of Owners.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for D Sloan.

SPECIAL BUSINESS

5 Insurance

Resolved:

Attachment 3 p. 2054

- That the Honan Insurance Group Financial Services Guide and the QBE Insurance (Australia) Limited Product Disclosure Statement, as tabled, be received and incorporated into the records of the Strata Company
- That the Council be directed to renew the current insurance policy prior to its expiry date in such sums as are suggested by the insurer or as are recommended by qualified professional advisors.
- That pursuant to section 53B of the Strata Titles Act, 1985 and until otherwise determined it is a function of the strata company to insure in respect of:
 - a. any building on a lot in the scheme; or
 - b. damage to property, death or bodily injury for which the proprietor of a lot in the scheme could become liable in damages;
 - and, the strata company will comply with the provision of section 53D.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for C Sloan.

Resolved that the owners approve a quote from Honan Insurance/CHU for a 12 month policy.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for K Yu Hui.:

Resolved that the owners agree to increase the Office Bearer's Liability insurance cover to \$500,000. It was agree if it was more than \$100 for this change that MRE contact Val.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for D Sloan.

6 Valuation

The motion that the owners accept a quote of \$570.00 from Acumentis to provide a valuation of the property for insurance purposes, with the cost of this item being included in the Budget for 2022 was **NOT MOVED**. It was agreed to add to next year's AGM.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for C Sloan.

7 Gutter Cleaning

Merrifield Real Estate advise that gutter cleaning is not the responsibility of the Strata Company; however, all owners hereby agree that the Strata Company are to organise and pay for gutter cleaning.

Resolved that Merrifield Real Estate are instructed to organise gutter cleaning, by their preferred contractor, at a price no higher than \$330.00.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for K Yu Hui.

8 Managing Agent

Resolved that Merrifield Real Estate be appointed Agent Manager of the Strata Company for a period of 12 months at a fee of \$1.350.00 per annum.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for D Sloan.

9 Items of business notified or proposed by proprietors/Council or others

- a. Another discussion took place regarding the ongoing issue of introducing an exclusive use by-law for carparking bays, carports/shed and rear yards. Also discussed was the ongoing maintenance of these areas and if they become exclusive use to the lot owner all repairs and maintenance will be at the lot owners cost. It was agreed to only attend to the exclusive use of the rear of unit 4 and the previously approved exclusive use of the shed and carport to Advance Housing.
- b. Resolved that the owners approve to spend a maximum of \$4,000 to introduce new exclusive use by-laws to include carports/shed and rear yard of unit 4, with these funds to be paid for from surplus Administration Funds. It was also agreed to add the by-law for our end of financial year date being December. Please note that an Extraordinary General Meeting will need to be held to approve the By-laws.
- c. The motion that the owners accept the parking plan and the exclusive use of the rear yard of unit 4. That a contract be drawn up between the Strata Company and the owner of unit 4 accepting the House Rule that they can have exclusive use of the rear yard as per the drawing but all maintenance will be at their cost and agree that all fencing etc needs to be neat and tidy that can be seen from common property was **NOT MOVED**.
- d. MRE provided an update on the line marking of carbays. The contractor stated that he would attend to the line marking in the new year. MRE will continue to follow up weekly. Please note change to rear carbay numbers.

Attachment 3 p. 30f4

10 Budget

On an amended motion it was resolved that the statement of estimated receipts and payments (budget) for the period ended 31/12/2022 be tabled and adopted. Changes made were as follows:

Increase insurance premium to \$2,500, increase Pest Control to \$300, include linemarking and remove valuation. Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for C Sloan.

11 Levy of Contributions

Resolved:

- (a) That contributions to the administrative fund are estimated and determined at \$9,050.00; and
- (b) That contributions to the reserve fund are estimated and determined at \$1,000.00; and
- (c) That both contributions be payable in advance, and due on 4th March 2022.

Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for K Yu Hui.

12 Next AGM

Resolved that the AGM next year be held on Friday, 3rd February 2022 commencing at 10.00am. Moved: V Zyla as proxy for T Teal. Seconded: Chairperson as proxy for D Sloan.

13 Matters without notice for discussion and referral to the Council

It was discussed about painting of the mission brown to units with another colour. As owners may wish to attend to the painting themselves or employ a contractor therefore a colour scheme needs to be agreed on. Val will attend to providing some suitable colours to MRE who will then contact all owners for comments.

It was agreed that the lattice screening near unit 3 and the carpark and up near the letterboxes are worn and looking very untidy. MRE will seek quotes for replacing and then discuss with owner of unit 3.

CLOSURE:

There being no further business, the chairperson declared the meeting closed at 10:35 AM.

Attachment 3 p. 404.



AHOCHMENT 4 P1073



Approved Budget to apply from 01/01/2022

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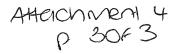
Strata Scheme 21500

Albany Colonial Cottages, 262 Albany Highway, Centennial Park WA 6330

	Centennial Fair WA 0550			
Adminis	Administrative Fund Approved Actual			
		1/01/2021-31/12/2021	budget	
Revenue				
Insurance Claims	0.00	3,735.00	0.00	
Levies DueAdmin	9,050.00	9,049.98	9,050.00	
Total revenue	9,050.00	12,784.98	9,050.00	
Less expenses				
AdminManagement FeesStandard	1,350.00	1,350.00	1,350.00	
AdminPostage & Petties	60.00	60.00	60.00	
InsurancePremiums	2,500.00	1,977.85	1,800.00	
InsuranceValuation	0.00	0.00	760.00	
Maint BldgCarspace Line Marking	310.00	0.00	310.00	
Maint BldgGeneral Repairs	1,000.00	1,386.00	1,000.00	
Maint BldgGutter Cleaning	330.00	330.00	330.00	
Maint BldgPest/Vermin Control	300.00	0.00	240.00	
Maint GroundsFencingBoundary	0.00	4,235.00	0.00	
Maint Grounds-Lawns & Gardening	3,000.00	2,255.00	3,000.00	
UtilityWater & Sewerage	200.00	27.43	200.00	
Total expenses	9,050.00	11,621.28	9,050.00	
Surplus/Deficit	0.00	1,163.70	0.00	
Opening balance	6,941.77	5,778.07	5,778.07	
Closing balance	\$6,941.77	\$6,941.77	\$5,778.07	
Total units of entitlement	600		600	
Levy contribution per unit entitlement	\$15.08		\$15.08	

Attachment 4 p. 20f3

Strata Scheme 21500	Albany Colonial Cottages, 262 Albany Highway, Centennial Park WA 6330		
Сар	pital Works Fund	Actual	Previous
	Approved budget 01/0	01/2021-31/12/2021	budget
Revenue			
Levies DueCapital Works	1,000.00	1,000.02	1,000.00
Total revenue	1,000.00	1,000.02	1,000.00
Surplus/Deficit	1,000.00	1,000.02	1,000.00
Opening balance	10,166.71	9,166.69	9,166.69
Closing balance	\$11,166.71	\$10,166.71	\$10,166.69
Total units of entitlement	600		600
Levy contribution per unit entitlement	\$1.67		\$1.67





Approved Levy Schedule to apply from 01/01/2022

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Strata Scheme 21500

Albany Colonial Cottages, 262 Albany Highway, Centennial Park WA 6330

Annual levy instalments that apply to each lot from budgets accepted by the general meeting:

Lot	Unit	Unit Entitlement	Admin Fund	Capital Works Fund	Annual Total
1	1	100.00	1,508.33	166.67	1,675.00
2	2	100.00	1,508.33	166.67	1,675.00
3	3	100.00	1,508.33	166.67	1,675.00
4	4	100.00	1,508.33	166.67	1,675.00
5	5	100.00	1,508.33	166.67	1,675.00
6	6	100.00	1,508.33	166.67	1,675.00
		600.00	\$9,049.98	\$1,000.02	\$10,050.00



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ESTABLISHED IN ALBANY FOR OVER 80 YEARS

08/12/2022

The Client
C/- Merrifield Real Estate
258 York Street
ALBANY WA 6330

To whom it may concern,

RE: RENTAL APPRAISAL - 4/262 ALBANY HIGHWAY, CENTENNIAL PARK

We wish to thank you for the opportunity to provide a rental appraisal for the above-mentioned property.

After viewing the property and taking into consideration its location and condition, we feel we can expect to achieve circa \$250.00 - \$280.00 per week in the current rental market. The higher amount could be gained with the consideration of allowing pets.

In accordance with requirements to minimum security, internal blind cords and RCD and Smoke Alarm checks, please make your own investigations as to whether this property is compliant. Information can be obtained through the below websites:

Smoke Alarm guidelines:

DFES_fireinthehome-smokealarm-renting-selling-FAQs.pdf

Internal Blind cord requirements:

<u>Obligations of landlords - corded internal window coverings | Department of Mines, Industry Regulation and Safety (commerce.wa.gov.au)</u>

Minimum Security Requirements:

Rental property security standards | Department of Mines, Industry Regulation and Safety (commerce.wa.gov.au)



Should you have any questions, please feel free to contact me on (08) 9841 4022.

Yours faithfully,

Liz Duncan

Property Manager

Please note, as per our Professional Indemnity Policy, we must state the following: The Statements have been prepared solely for the information of the client and not for any third party. Although every care has been taken in arriving at the figure, we stress that it is an opinion only and not to be taken as a sworn valuation. We must add the warning that we shall not be responsible should the Statements or any part thereof be incorrect or incomplete in any way. This appraisal is deemed valid for 30 days from the date completed, or such earlier date if you become aware of any factors that have any effect on the property value.