

WESTERN AUSTRALIA

**FORREST PLACE AND CITY
STATION DEVELOPMENT
AMENDMENT ACT**

No. 66 of 1986

AN ACT to amend the *Forrest Place and City Station Development Act 1985*.

[Assented to 28 November 1986]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title

1. This Act may be cited as the *Forrest Place and City Station Development Amendment Act 1986*.

Commencement

2. (1) Subject to subsections (2) and (3), this Act shall come into operation on the day on which it receives the Royal Assent.

(2) Section 4 shall be deemed to have come into operation on 17 December 1985.

(3) Sections 5 and 6 shall be deemed to have come into operation on 9 August 1986.

Principal Act

3. In this Act the *Forrest Place and City Station Development Act 1985** is referred to as the principal Act.

[*Act No. 106 of 1985.]

Section 5 amended

4. Section 5 of the principal Act is amended in subsection (2) by deleting “enabling” and substituting the following—

“ development plan ”.

Section 12 amended

5. Section 12 of the principal Act is amended by repealing subsection (4).

Section 12A inserted

6. After section 12 of the principal Act the following section is inserted—

Rights and obligations in relation to land affected by the
development plan agreement

“ 12A. (1) In this section—

“party” means a party to the development plan agreement.

(2) Where a right or obligation in relation to the land described in an item in the Table is conferred or imposed by the development plan agreement on the party or parties named in that item, the right or obligation shall enure for the benefit of or bind any person who becomes the registered proprietor of the land or any part of the land.

TABLE

| Item | Land description | Name of Party or Parties |
|------|--|---|
| 1. | All that land which, as at 9 August 1986, is Lot 53 the subject of Diagram 69649 and is the whole of the land comprised in Certificate of Title Volume 1737 Folio 328 and which is not reserved land. | N.M.L. Nominees (Canberra) Limited |
| 2. | All that land which, as at 9 August 1986, is Lot 100 the subject of Diagram 63404, and is the whole of the land comprised in Certificate of Title Volume 1642 Folio 686 and which is not reserved land. | The State of Western Australia and City of Perth |
| 3. | All that land which, as at 9 August 1986, is portion of each of Perth Town Lots V13, V14, V15 and V16 and is part of the land on Plan 4845 and is the whole of the land comprised in Certificate of Title Volume 1642 Folio 666. | The Commonwealth of Australia and Australian Postal Commission. |
| 4. | All that land which, as at 9 August 1986, is portions of Perth Town Lots V13, V14, V15 and V16 and is part of the land on Plan 4845 and is the whole of the land comprised in Certificate of Title Volume 1018 Folio 802. | Commonwealth Banking Corporation. |
| 5. | All that land which, as at 9 August 1986, is Lot 101 the subject of Diagram 62479 and is the whole of the land comprised in Certificate of Title Volume 1669 Folio 980. | West Australian Trustees Limited |
| 6. | All that land which, as at 9 August 1986, is Lot 100 the subject of Diagram 60166 and is the whole of the land comprised in Certificate of Title Volume 1665 Folio 818. | Westpac Investment Management Pty. Ltd. |
| 7. | All that land which, as at 9 August 1986, is Lot 100 the subject of Diagram 60166 and is the whole of the land comprised in Certificate of Title Volume 1665 Folio 819. | City Arcade Pty. Ltd. |

Section 12B inserted

7. After section 12A of the principal Act as inserted by section 6 of this Act the following section is inserted—

Endorsements as to rights and obligations

“ 12B. (1) The Registrar of Titles shall endorse the title and land register in respect of the land described in an item in the Table to section 12A in such manner as will ensure that a person searching the title to that land receives notice that section 12A (2) applies to that land.

(2) An endorsement shall be made under subsection (1)—

- (a) as soon as practicable after the commencement of section 7 of the *Forrest Place and City Station Development Amendment Act 1986*; and
- (b) thereafter, whenever a new Certificate of Title is issued in respect of the land or any part of the land.

(3) If the Minister considers that an endorsement made under subsection (1) is no longer serving any useful purpose the Minister may request the Registrar of Titles to remove the endorsement and, on receipt of that request, the Registrar of Titles may remove the endorsement. ”.
