

### **Application for a Planning Permit**

### **Before you begin**

Have you already lodged a pre-application meeting request in Permits Online?
□ Yes ☑ No
Submitting unclear or insufficient information may delay your application.

Any material submitted with this application, including plans and personal information, will be available for public viewing. Copies may be made by interested parties for consideration and review as part of the planning process. Read our <u>privacy statement</u>.

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

For help with your application, email <u>planning.support@delwp.vic.gov.au</u> or call the helpline on <u>1800</u> <u>789 386</u>.

### Land details

Name of planning scheme Mornington Peninsula

### **Street address**

Address of the land.

17 Thornells Road Tyabb VIC 3914

Unit no.	Street no	Street name
	17	Thornells Road
Suburb	State	Postcode
Tyabb	VIC	3914

### **Formal Land Description**

Lot no.(s)		
□ Lodged plan □ Title	plan 🛛 Plan of Subdiv	ivision
Plan no.		
This copied document to be made available for the sol <b>Craupose of repartiling</b> .		Section no.
its consideration and review as part of a planning process under the Planning and Environment Act 1987. The document must not be used for any purpose which may breach any copyright		

60A	V 10194/F 708
Parish/ Township name	
Tyabb	

### Site information

District	Area of site (square metres)

### The proposal

You must give full details of your proposal and attach the information required to asses the application. Insufficient or unclear information may delay your application.

### For What use, development or other matter do you require a permit?

**Reason for permit** 

The project aims to improve electricity grid reliability and network stability by drawing energy from the electricity grid during off-peak periods for battery storage and dispatching energy to the grid during peak periods. The Mornington BESS power rating is 240 MW.

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

### Estimated cost of any development for which the consent is required

Cost \$120,000,000.00

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

### Is there a Metropolitan Planning Levy?

🖌 Yes No

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 million (adjusted annually by CPI) the Metropolitan Planning Levy must be paid to the State Revenue Of ce and a current levy certificate must be submitted with the application. Visit www.sro.vic.gov.au for information.

### **Existing conditions and title**

### Existing conditions

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## ADVERTISED PLAN

The site is currently used for cropping. The site is 6.6 hectare and is largely cleared. Infrastructure comprises:

- a shed clad with galvanised iron;
- a gravelled internal access road system;

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

### **Title information**

### **Encumbrances on title**

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

□ Yes ☑ No □ N/A (no such encumbrance applies)

Contact DELWP for advice on how to proceed before continuing with this application. 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 convenants.

## **Applicant details**

### Name

Title	Given names	Surname	
Ms	Elle	Donnelley	
Organisation			
Mornington BESS Project PTY LTD c/- Maoneng Australia			

### **Postal address**

9 123 Epping Road Macquarie Park NSW 2113

Unit no.	Street no.	Street name	
9	123	Epping Road	
Suburb	State	Country	Postcode
Macquarie Park	NSW	Australia	2113

### Phone and email

Business phone	Mobile phone	Fax	
0409 409 433			
Email			
elle.donnelley@maoneng.co			

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# ADVERTISED PLAN

### Name

Title	Given names	Surname	
Ms	Elle	Donnelley	
Organisation			
Mornington BESS Project PTY LTD c/- Maoneng Australia			

### **Postal address**

9 123 Epping Road Macquarie	Park NSW 2113
-----------------------------	---------------

Unit no.	Street no.	Street name	
9	123	Epping Road	
Suburb	State	Country	Postcode
Macquarie Park	NSW	Australia	2113

### Phone and email

Business phone	Mobile phone	Fax
0409 409 433		
Email		
elle.donnelley@maoneng.co		

### **Owner details**

### □ Same as Applicant

### Name

Title	Given names	Surname	
Ms	Danielle	Hussey	
Organisation			
Organisation			

### **Postal address**

15 Thornells Road Tyabb VIC 3913

Unit no.	Street no.	Street name	
	15	Thornells Road	
Suburb	State	Country	Postcode
Tyabb	VIC	Australia	3913

### Phone and email

Business phone	Mobile phone	Fax
Email		

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## ADVERTISED PLAN

Has there been a pre-application meeting with a DELWP planning officer?

🗹 Yes 🛛 No

Name of officer	Date
Mitchell Connolly	17/12/2020

## **Supporting documents**

The following supporting documents must be submitted with this application, preferably in PDF or Word format.

- 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 DELWP or outlined in a DELWP 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 is issued by the State Revenue Office and then cannot be used). Failure to comply means the application is void.

## **Applicant declaration**

☑ I declare that I am the applicant; that all the information in this application is true and correct; and that the owner (if not myself) has been notified of the application.

## Payment

Fee type	Class	Amount
Applications for permits under section 47 of the Planning and Environment Act 1987 (regulation 9)	16	\$57,670.10
Applications for permits under section 47 of the Planning and Environment Act 1987 (regulation 9)	1	\$1,318.10

Total amount to pay: \$58,329.15

### View fees table

*If this application relates to more than one class, click the 'Add new' button and include any additional permit fees.* 

100% of the charge will be obtained from the permit fee with the highest amount, followed by 50% of the charge from the subsequent permit fees.

This copied document to the made available a fee waiver for this application.

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### **Fee Waiver Confirmation**

You may submit your application at this time. Please note that the application will not be submitted until DELWP has verified the fee waiver. DELWP will be in touch soon to confirm.

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Department of Environment, Land, Water and Planning (DELWP) **Planning Enquiries** Phone: 1800 789 386 Web: planning.vic.gov.au

Application No.:

1 1 Date Lodged:

Postcode:

Section No.:

No.:

# Application for a **Planning Permit**

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. See MORE INFORMATION at the end of this form to read our privacy statement. If you have any questions, please contact the relevant DELWP office.

St. Name:

◯ Title Plan ◯ Plan of Subdivision

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

OLodged Plan

### $oldsymbol{\mathbb{A}}$ If the space provided on the form is insufficient, attach a separate sheet.

Click for further information.

St. No.:

### Name of **Planning Scheme**

### The Land

Clear Form

Address of the land. Complete the Street Address and one of the Formal Land Descriptions.

Suburb/Locality:

Lot No .:

Unit No.:

A

В

OR

### Street Address \*

### Formal Land Description \*

Complete either A or B.

A 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.

## The Proposal

Τ

A You must give full details of your proposal and attach the information required to assess the application. Insufficient or unclear information will delay your application.

Crown Allotment No.:

Parish/Township Name:

For what use, development			_
or other matter do you			٦
require a permit? *			
		wide additional information about the proposal, including: plans and elevations; any information required by the	1
	pla	nning scheme, requested by DELWP or outlined in a DELWP planning permit checklist; and if required a description	n
		he likely effect of the proposal.	
his copied document to be made ava			_
for the sole purpose of enabling	Cost	You may be required to verify this estimate.	
its consideration and review as		Insert '0' if no development is proposed.	
pair of a planning process under t	hethe ap	lication is for land within metropolitan Melbourne (as defined in section 3 of the Planning and Environment Act 1987)	
Planning and Environment Act 19	gand the	stimated cost of the development exceeds \$1 million (adjusted annually by CPI) the Metropolitan Planning Levy must	
The document must not be used for	be paid	the State Revenue Office and a current levy certificate <b>must</b> be submitted with the application.	
purpose which may breach any		ADVERISED	
Application for a <b>Planning Bat</b> nit   DELWP			
			<b>c</b> (

PLAN

Existing Conditions	
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.	
	Provide a plan of the existing conditions. Photos are also helpful.
Title Information	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?
Encumbrances on title *	<ul> <li>Yes (If 'yes' contact DELWP for advice on how to proceed before continuing with this application.)</li> </ul>
	○ No
	Not applicable (no such encumbrance applies).

## Applicant and Owner Details

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

Applicant *	Name:						
The person who wants the permit.	Title: First Name:		Surna	Surname:			
	Organisation (if	applicable):					
	Postal Address:		If it is a F	P.O. Box, ente	r the details here	e:	
	Unit No.:	St. No.:	St. Na	ame:			
	Suburb/Locality	:		State	e:	Postcode:	
Please provide at least one contact	Contact informati	ion for applicant OR conta	ict perso	on below			
phone number *	Business phone	9:		Email:	nail:		
	Mobile phone:			Fax:			
Where the preferred contact person for the application is different from	Contact person's Name:	details*				Same as applicant	
the applicant, provide the details of that person.	Title:	First Name:		Surna	ame:		
	Organisation (if a	applicable):					
	Postal Address:		If it is a F	P.O. Box, ente	r the details here	9:	
	Unit No.:	St. No.:	St. Na	ame:			
	Suburb/Locality	:		State	e:	Postcode:	
Owner *						Same as applicant	
The person or organisation	Name:						
who owns the land	Title:	First Name:		Surna	ame:		
Where the owner is different from the applicant, provide	Organisation (if	applicable):					
the details of that person or	Postal Address:		If it is a F	P.O. Box, ente	r the details here	e:	
This copied tocument to be made ava		St. No.:	St. Na	ame:			
for the sole purpose of enabling its consideration and review as	Suburb/Locality			State	e:	Postcode:	
part of a planning process under t	he Owner's Signat	ure (Optional):			Date:		
Planning and Environment Act 19	87. I					day / month / year	
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Application for a <b>Rapying Bat</b> hit   DELWP		PLAN				Page	

### Declaration 1

This form must be signed by the applicant \*

Remember it is against
 the law to provide false or
misleading information,
which could result in a
heavy fine and cancellation
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:	Ellely
------------	--------

day / month / year

Date:

## Need help with the Application?

If you need help to complete this form, read MORE INFORMATION at the end of this form.

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

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

Has there been a pre-application meeting with a DELWP planning officer?	No     Yes     If 'Yes', with whom?:       Date:     day / month / year
Checklist 1 Have you:	<ul> <li>Filled in the form completely?</li> <li>Paid or included the application fee? Most applications require a fee to be paid. Contact DELWP to determine the appropriate fee.</li> <li>Provided all necessary supporting information and documents?</li> </ul>
	<ul> <li>A full, current copy of title information for each individual parcel of land forming the subject site.</li> <li>A plan of existing conditions.</li> <li>Plans showing the layout and details of the proposal.</li> <li>Any information required by the planning scheme, requested by DELWP or outlined in a DELWP planning permit checklist.</li> <li>If required, a description of the likely effect of the proposal (for example, traffic, noise, environmental impacts).</li> <li>If applicable, a current Metropolitan Planning Levy certificate (a levy certificate expires 90 days after the day on which it is issued by the State Revenue Office and then cannot be used). Failure to comply means the application is void.</li> <li>Completed the relevant DELWP planning permit checklist?</li> <li>Signed the declaration above?</li> </ul>

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Application for a <b>Papying gat</b> nit   DELWP

Lodgement 💶	Department of Environment, Land, Water and Planning	
Lodge the completed and signed form, the fee and all documents with:	To obtain the address details for the relevant planning office, go to the department's Planning Contacts page at <u>planning.vic.gov.au/contact-us</u> or email <u>development.approvals@delwp.vic.gov.au</u>	
	Deliver application in person, by post or by email.	
Payment		
Please select the relevant payment method.	A       Electronic Funds Transfer (EFT)         On       Date:         of       \$         was made to:       BSB – 033 222         ACC – 13 11 46         ABN – 90 719 052 204	
	B Cheque*	
	A cheque was made payable on Date: (day / month / year) in accordance with the Planning and Environment (Fees) Regulations. *Cheques must be made payable to the Department of Environment, Land, Water and Planning.	

SED

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# Metropolitan Planning Levy (MPL) Certificate



MORNINGTON BESS PROJECT PTY LTD

L 9 SE 920 123 Epping Road

Macquarie Park

### **PART 1 - APPLICANT DETAILS**

Details of person who applied for this Certificate:

Name: MORNINGTON BESS PROJECT PTY LTD

Address: L 9 SE 920 123 Epping Road

Macquarie Park

### PART 2 - LEVIABLE LAND DETAILS

Address of land to which the Metropolitan Planning Levy applies:

Street Address: 15 Thornells Road

Tyabb VIC 3913

### Formal Land Description:

Vol/Folio: 10194 / 708 Lot/Plan: 60A / UNKNOWN3666 Block/Subdivision:

Crown Reference: Parish / Township: Parish of Tyabb Portion: Section: Crown Allotment:

- Other: Lot 2 on Plan of Subdivision 434238U. PARENT TITLES : Volume 08305 Folio 266 Volume 08926 Folio 361 Created by instrument PS434238U 28/12/2000 Standard Parcel Identifier: 60A\PP3666
- Municipality: Mornington Peninsula Shire Council

Estimated Cost of Development: \$120,000,000

### PART 3 - MPL PAYMENT DETAILS

MPL Application ID: MPL17558

MPL Paid: \$156,000.00

MPL Payment Date: 15 December 2020

### This cop**RARibchmGFFRTIFIGATEION**Iable for the sole purpose of enabling

it he confirmed and the state Revenue confirms that the whole of the amount of the MPL has been paid part of a planning and Environment Act 1987.

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### Certificate Number: MPLCERT17558

Issue Date: 18 December 2020

Expiry Date: 18 March 2021

Paul Broderick Commissioner of State Revenue

### PART 5 – EXPLANATORY NOTES

#### General

- The Metropolitan Planning Levy (MPL) is imposed for the privilege of making a leviable planning permit application.
- · A leviable planning permit application is an application made to a responsible authority or planning authority under sections 47 and 96A of the Planning and Environment Act 1987 (PEA) for a permit required for the development of land in metropolitan Melbourne, where the estimated cost of the development for which the permit is required exceeds the threshold amount (see MPL threshold amount).
- · As a statutory requirement of making a leviable planning permit application, the applicant must give the responsible authority or planning authority a current MPL Certificate. The estimated cost of development stated in the MPL Certificate must be equal to or greater than the estimated cost of the development stated in the leviable planning permit application. If an applicant fails to comply with this requirement, the application for the leviable planning permit is void.
- · The applicant for the leviable planning permit application is liable for the MPL.
- · The Commissioner of State Revenue (Commissioner) has the general administration of the MPL.

#### MPL threshold amount

- The threshold amount is \$1 million for the 2015-2016 financial year.
- · For the financial year beginning on 1 July 2016 and each subsequent financial year, the Consumer Price Indexed (CPI) adjusted threshold amount will be calculated in accordance with section 96R of the PEA.
- On or before 31 May each year, the Commissioner must publish the CPI adjusted threshold amount for the following financial year on the SRO website.

#### How MPL is calculated

- The amount of MPL is \$1.30 for every \$1000 of the estimated cost of the development for which the leviable planning permit is required.
- · If the estimated cost of the development for which the leviable planning permit is required is not a multiple of \$1000, the estimated cost is to be rounded up or down to the nearest \$1000 (and, if the amount by which it is to be rounded is \$500, it is to be rounded up).

#### Notification and Payment of MPL to the Commissioner

- · Before making a leviable planning permit application, the applicant must submit a completed Application for Metropolitan Planning Levy (MPL) Certificate and pay the whole MPL amount to the Commissioner. This Application must state the estimated cost of the development and any other information required by the Commissioner.
- · If, after the Commissioner has issued a MPL Certificate which has not expired (see MPL Certificate), and the estimated cost of the development increases before the leviable planning permit application is made, the applicant must submit an Application for Metropolitan Planning Levy (MPL) Certificate (Revised) and pay the whole additional MPL amount to the Commissioner. This revised Application must state the increased estimated cost of the development and any other information required by the Commissioner.

#### **MPL** Certificate

- The Commissioner must issue a MPL Certificate if he is satisfied that the whole amount of the MPL has been paid in respect of the estimated cost of the development.
- Subject to section 96U(3) of the PEA, a MPL Certificate expires 90 days after the day on which it is issued.

#### **Revised MPL Certificate**

- The Commissioner must issue a revised MPL Certificate if:
  - the Commissioner has issued a MPL Certificate, which has not expired;
  - the estimated cost of the development increases before the application for a leviable planning permit is made; and
  - he is satisfied that the whole amount of the MPL has been paid in respect of the increased estimated cost of the development.
- · The Commissioner may also issue a revised MPL Certificate to:
  - Correct any error in the information listed in the MPL Certificate (except the estimated cost of development as explained below), or
  - the estimated cost of the development stated in the MPL Certificate is different from the estimated cost of the development stated in the Application for Metropolitan Planning Levy (MPL) Certificate lodged by the applicant.
- · A revised MPL Certificate expires 90 days after the day on which it is issued.

#### Refund of MPL

The only circumstance under which a person who has paid a MPL is entitled to a refund is where there has been a mathematical error in calculating the amount of the MPL by reference to the estimated cost of the development stated in the original or revised Application for Metropolitan Planning Levy (MPL) Certificate. Other than that, a person who has paid a MPL is not entitled to a refund of the whole or any part of the MPL.

#### Certificate number

- · The Certificate number is on the top right corner on the front of this Certificate.
- Quoting this Certificate number will give you access to information about this Certificate and enable you to enquire about your application by phone.
- · You should quote this number in any correspondence.

### For more Metropolitan Planning Levy information please contact the State Revenue Office:

Mail	OURNE VIC 3001 or DX260090 Melbourne	Internet	www.sro.vic.gov.au
Fhis conside document to be made as all the		Email	mpl@sro.vic.gov.au
for the sole purpose of enabling		Phone	13 21 61 (local call cost)
its consideration and review as		Fax	03 9628 6856
part of a planning process under the Planning and Environment Act 1987.			State Government Victoria

**ΡΙ ΔΝ** 

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958 VOLUME 09105 FOLIO 805 Produced 17/12/2020 12:37 PM

LAND DESCRIPTION

Lot 1 on Title Plan 162565E (formerly known as part of Crown Allotment 60 Parish of Tyabb). PARENT TITLE Volume 03913 Folio 549 Created by instrument F766684 10/07/1975

REGISTERED PROPRIETOR

Estate Fee Simple Sole Proprietor GPU POWERNET PTY LTD of LEVEL 8 1 SPRING ST MELBOURNE 3000 V124589S 02/12/1997

ENCUMBRANCES, CAVEATS AND NOTICES

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 TP162565E FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

\_\_\_\_\_

NIL

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

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

Street Address: 21 THORNELLS ROAD TYABB VIC 3913

DOCUMENT END

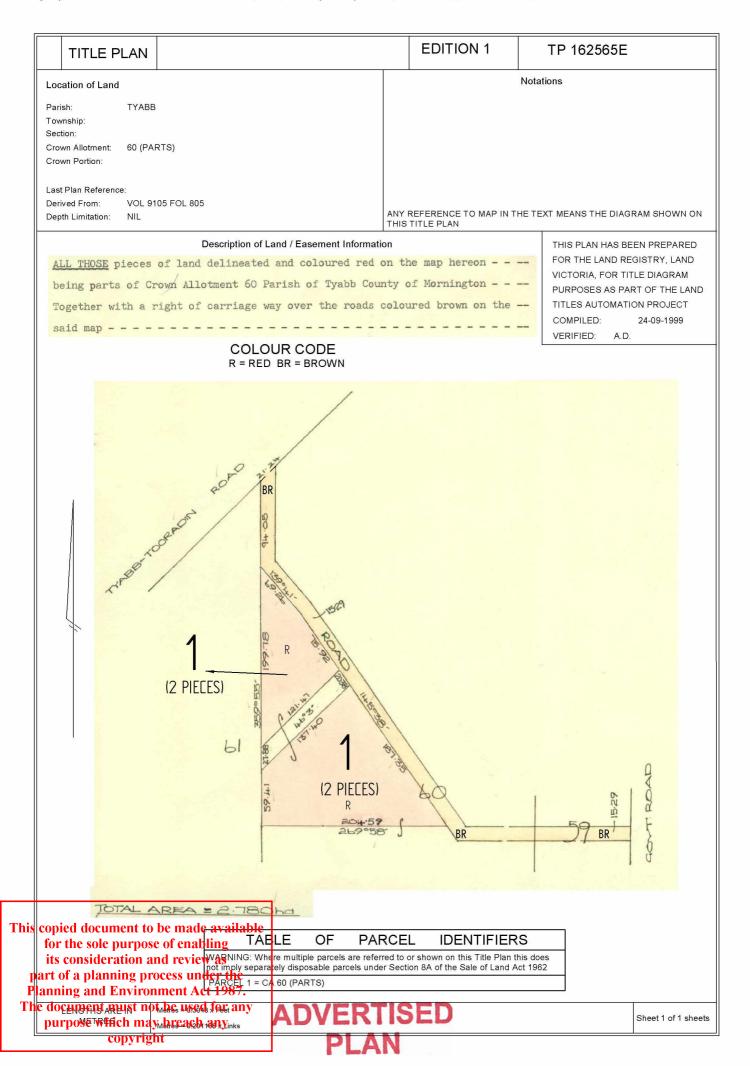
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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 10194 FOLIO 708	Security no : 124087202489P
	Produced 17/12/2020 12:33 PM

LAND DESCRIPTION

Crown Allotment 60A Parish of Tyabb. PARENT TITLE Volume 06824 Folio 637 Created by instrument T190592D 13/07/1994

REGISTERED PROPRIETOR

Estate Fee Simple Sole Proprietor DANIELLE FRANCES HUSSEY of 15 THORNELLS ROAD TYABB VIC 3913 AQ864305V 27/03/2018

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AQ864306T 27/03/2018 AUSTRALIA AND NEW ZEALAND BANKING GROUP LTD

CAVEAT AT732792S 29/10/2020 Caveator

TALISMAN LAND HOLDINGS PTY LTD ACN: 635690881 Grounds of Claim AGREEMENT WITH THE FOLLOWING PARTIES AND DATE. Parties THE REGISTERED PROPRIETOR(S) Date 26/10/2020 Estate or Interest EXECUTORY OR CONTINGENT INTEREST Prohibition ABSOLUTELY Lodged by JEANNETTE ERNST - CONVEYANCING PROFESSIONAL Notices to

KATIE BALL of "AVAYA HOUSE" LEVEL 9 123 EPPING ROAD MACQUARIE PARK NSW 2113

For details of any other encumbrances see the plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE TP068482J FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS This copied document to be made available for the sole purpose of enabling its consideration and review as part of a planning process under the Planning and Environment Act 1987. The document must not be used for any purpose which may breach any copyright

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NUMBER AT732792S (E) CAVEAT	STATUS Registered	DATE 29/10/2020					
END OF REGISTER SEARC	H STATEMENT						
Additional information: (not part of the Regi	ster Search Stat	ement)					
Street Address: 15 THORNELLS ROAD TYABB VIC 3913							
ADMINISTRATIVE NOTICES							
NIL							
eCT Control 15314Q ANZ RETAIL BANKING Effective from 27/03/2018							
DOCUMENT END							

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					EDITION 2	TP	004020	
Location of L	and					Notations		
Parish:	TYABB							
Township:								
Section: Crown Allotme	nt: 60A							
Crown Portion:								
Last Plan Refe								
Derived From: Depth Limitatio	VOL 10194 FC n: 15.24 m	DL 708		ANY REF	ERENCE TO MAP IN TH	HE TEXT ME	ANS THE DIAG	RAM SHOWN O
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			end: A - Appurtenant Eas				ibering Easem	ent (Road)
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		Reference	Purpose	(Metres)		Ľ.		l / In Favour Of
		E-1	WATER SUPPLY	3	AN834223T		VOL. 9253	FOL. 408
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# MODIFICATION TABLE

RECORD OF ALL ADDITIONS OR CHANGES TO THE PLAN

# PLAN NUMBER TP068482J

# 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
	C.A. 60A	E-1		CREATION OF EASEMENT	AN834223T	16/05/17	2	MC36
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